



July 13, 2011

via email

Mr. Gilles McDougall
Secretary General
Copyright Board of Canada
56 Sparks Street, Suite 800
Ottawa, Ontario K1A 0C9

Dear Mr. McDougall:

Re: Private Copying Tariff 2012-2013

The Canadian Wireless Telecommunications Association (“CWTA”) hereby gives notice that it objects to the *Proposed Levies to Be Collected by CPCC on the Sale, in Canada, of Blank Audio Recording Media for the Years 2012 and 2013* as filed by the Canadian Private Copying Collective (CPCC) and published in the *Canada Gazette, Part I: Supplement*, May 14, 2011.

CWTA is a trade association representing cellular, PCS, messaging, mobile radio, fixed wireless and mobile satellite carriers as well as companies that develop and produce products and services for the industry.

CPCC has not demonstrated that “electronic memory cards” constitute blank audio recording media ordinarily used by individual consumers for copying sound recordings.

Furthermore, subject to the foregoing and without admitting any liability for the payment of royalties pursuant to the proposed tariff, CWTA generally objects to the rates contained in the proposed tariff. The proposed rates do not reflect the fair, reasonable and appropriate value of the right to make private copies. The proposed fees do not reasonably reflect the amount, type or impact of music use by an individual.

CWTA respectfully reserves the right to raise additional substantive points of objection throughout the proceedings related to the proposed tariff and to rely upon objections raised by other parties to the proceedings.

Yours truly,

A handwritten signature in black ink, appearing to read 'J. D. Farnes', is located below the text 'Yours truly,'.

J. David Farnes
Vice President
Industry and Regulatory Affairs