sampra
South African Music Performance Rights Association

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TARIFF 03: SPECIALLY FEATURED ENTERTAINMENT

Tariff for the communicating to the public of sound recordings

Effective from: 01 January 2021 to 31 December 2021.

1. The communicating of sound recordings to the public is a restricted act in terms of the South African Copyright Act (Act 98 of 1978, as amended) and Performers Protection Act (11 of 1967, as amended) and requires a licence from SAMPRA for the use of sound recordings in its **repertoire**. This document sets out SAMPRA's tariff for the communicating to the public of sound recordings whenever sound recordings are played **as a main or special attraction (Featured Music) where there is dancing to sound recordings in the venue,** rather than for background music. Examples of events of **SPECIALLY FEATURED ENTERTAINMENT** include (but not limited to) **DISCOTHEQUES, NIGHT CLUBS, ADULT ENTERTAINMENT CLUBS AND CABARET SHOWS.**

2. This tariff is subject to SAMPRA's "General Terms and Conditions for Communicating Sound Recordings to the Public Licences", a copy of which can be accessed on SAMPRA's website (http://www.sampra.org.za) or obtained by contacting SAMPRA (see contact details here above).

3. To enable SAMPRA to calculate the rate you will pay, you must provide three figures:

   1. How many hours recordings are played for at an event;

   2. The average attendance at the event and;

   3. The number of events you have during the period.

4. Penalty Clause – A SAMPRA licence should be obtained before sound recordings are publicly communicated. Should sound recordings be communicated to the public without first obtaining or renewing a licence, a surcharge can be added to this tariff. This is designed to act as a deterrent to unlicensed communications to the public of sound recordings.

5. Licence fees payable under this tariff are set out in the table below:

AVERAGE ATTENDANCE		HOURS PER OCCASION										
FROM	**TO**	**1**	**1.5**	**2**	**2.5**	**3**	**3.5**	**4**	**4.5**	**5**	**5.5**	**6**
1	**75**	32.62	48.95	65.27	81.57	97.89	114.21	130.52	146.84	163.16	179.46	195.79
76	**100**	43.54	65.31	87.08	108.88	130.63	152.40	174.19	195.97	217.73	239.50	261.28
101	**125**	54.45	81.69	108.93	136.15	163.39	190.62	217.85	245.06	272.30	299.53	326.76
126	**150**	65.37	98.06	130.75	163.44	196.13	228.82	261.51	294.18	326.88	359.56	392.27
151	**175**	76.28	114.44	152.59	190.72	228.87	267.01	305.16	343.31	381.67	419.58	457.75
176	**200**	87.20	130.80	174.40	218.00	261.61	305.22	348.83	392.41	436.03	479.63	523.22
201	**225**	98.12	147.19	196.24	245.30	294.36	368.81	392.49	441.54	490.59	539.66	588.71
226	**250**	109.02	163.55	218.08	272.59	327.10	381.63	436.13	490.65	545.17	599.70	654.20
251	**275**	119.95	179.93	239.90	299.88	359.85	419.82	479.79	539.78	599.75	659.72	719.69
276	**300**	130.86	196.30	261.73	327.15	392.60	458.03	523.45	588.89	654.33	719.74	785.18

A minimum annual fee of **R1,458.16** is payable under this tariff.

VAT will be added to the fee at the current rate.

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6. Explanatory Notes:

The hours of record use per event is the actual time during which sound recordings are played (up to the nearest half hour). The anticipated average attendance should include all persons admitted to the area where sound recordings are being played as specially featured entertainment, whether or not they have paid an admission fee or are members or guests.

The figure should be averaged over a 52-week period.

For every additional person above 500, the fee will increase by R10.92 per person.

7. Definitions:

"Featured Music" means the playing of sound recordings as a main or special attraction that is essential to the operation of the premises and/or the main event.

"Repertoire" means the collection of copyright sound recordings owned or controlled by members of SAMPRA from time to time.

Should you require additional information, please contact our Licensing Team as per details below:

Telephone : 011 - 561 9679 / 561 9660 / 789 5784
Email : licensing@sampra.org.za

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