

SOUTH AFRICAN MUSIC PERFORMANCE RIGHTS ASSOCIATION NPC
20 DE KORTE STREET
BRAAMFONTEIN
JOHANNESBURG
2001
TEL: 011 - 561 9679 / 789 5784 / 561 9660
FAX: 011 - 789 5799
EMAIL: LICENSING@SAMPRA.ORG.ZA

TARIFF 36

BACKGROUND MUSIC – FITNESS STUDIOS

Tariff for the communicating to the public of sound recordings

Effective from: 1 January 2020 to 31 December 2020.

1. The communicating of sound recordings to the public is a restricted act in terms of the South African Copyright Act 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 in **FITNESS STUDIOS with no more than 10 members per session**.
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. This tariff applies to the communicating to the public of sound recordings in specialized fitness studio with no more than 10 members per session. There are specific types of communicating sound recordings to the public that SAMPRA does not classify as **background music** and which are licensed under separate tariffs.
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. Fees:

Flat Fee of **R629.16** per studio.

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

6. DEFINITIONS:

"Background Music" means the playing of recorded music to create an atmosphere or ambience that is not a special feature of, or essential to, the main event or is not essential to the operation of the premises.

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

"Fitness Studios" means a fitness studio which is generally viewed as a small gym that focuses on individualised exercises and specialises in one or two fitness areas.