

SOUTH AFRICAN MUSIC PERFORMANCE RIGHTS ASSOCIATION NPC  
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## TARIFF 37

### FEATURED ENTERTAINMENT

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 (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 Featured Music is used in a **venue which does not have a dancing floor** rather than for background music. Examples of events of **FEATURED ENTERTAINMENT** is use of featured music in venues like **RESTAURANT AND SIMILAR ESTABLISHMENTS**.
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. Fees:  
  
Flat Fee of **R12,000.00** per annum.  
  
VAT will be added to the fee at the current rate.
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. 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.

**"Dancing Floor"** means an area reserved for dancing, normally found at nightclubs and discotheques.