



TARIFF 10: BACKGROUND MUSIC – EXHIBITIONS, TRADE FAIRS, THEME / AMUSEMENT PARKS

Tariff for the communicating to the public of sound recordings

Effective from: 01 January 2023 to 31 December 2023.

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 at **EXHIBITIONS, TRADE FAIRS, THEME/AMUSEMENT PARKS**.
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 at exhibitions, trade fairs, theme/amusement parks as **background music**. 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:

Tariff 10-01: Without Admission Fees or Ticket Sales

THROUGHOUT THE EXHIBITION, TRADE FAIR, THEME PARK AS A WHOLE

R473.30 per day or part thereof for areas of up to 1 000 sq metres **audible area**.

R860.55 per day or part thereof for areas of over 1 000 sq metres **audible area**.

Tariff 10-02: With Admission Fees or Ticket Sales

Average Attendance Per Day	Fee Per Day Per Festival / Event
1 – 500	R 215.15
501 – 2000	R 430.28
2001 – 3500	R 860.54
3501 – 5000	R 1 290.85
5001 – 6500	R 1 721.10
6501 – 8000	R 2 151.38
8001 – 9500	R 2 581.68
9501 – 11000	R 3 011.93

Fees increase at R430.28 per unit of 1500 people average attendance.

The minimum licence fee of **R1,075.69** per annum will be applied.

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

6. Explanatory Notes:

It is important that the names and description of each trade fair, exhibition or theme/amusement park is specified in the application form, as well as the number of trading or exhibition days, as the tariff is calculated on the number of days sound recordings as background music are intended to be used and whether there are admission fees or ticket sales.

7. Definitions:

“Audible Area” means the total area, measured in square metres, in which the publicly performed sound recordings can be heard on the premises (whether indoors or outdoors). If there are a number of storeys, floors or levels within the premises (including mezzanine floors or balcony areas), the audible area of each storey, floor or level should be included for the purposes of measuring the total audible area of the premises.

“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 SAMPRO 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