



1<sup>st</sup> April 2011

Steve Old  
CEO  
Tasmanian Hospitality Association  
PO Box 191  
BATTERY POINT TAS 7004

Dear Mr Old,

**RE: Licence for Public Performance of Protected Sound Recordings & Exhibition of Music Video Clips**

The Phonographic Performance Company of Australia Limited (PPCA) wishes to advise that, consistent with its usual practice, it proposes to increase tariff rates, based on the movement in the Consumer Price Index (CPI) since the last increase for each respective tariff. This will apply to all new licences and/or renewals from 1 July 2011, and generally equates to an increase of around 2.6%.

The only exclusions are:

- i. tariff rates applicable to restaurants and cafes (Tariffs 'R1' and 'R2'), which will increase in line with the phasing published when the schemes were launched in September 2009. Rates applicable to the periods 1 July 2010 through to 30 June 2013 can be viewed from the link in the 'Music Users' section of our website ([www.pcca.com.au](http://www.pcca.com.au));
- ii. tariff rates applicable to nightclubs (Tariff 'E1') and dance parties (Tariff 'E2'), which were subject to review by the Copyright Tribunal in 2007, the results of which have already been communicated to individual licence holders. Stage 5 of the phased in tariff for E1, together with the CPI uplift calculated by comparing the June 2010 and June 2011 index figures, will be implemented on 1 December 2011; and
- iii. the tariff applicable to fitness classes (under Tariff 'V'), which remains unchanged whilst the Tribunal's decision on a new scheme is pending. PPCA will contact relevant licence holders with details of the new scheme as soon as it becomes available.

PPCA has in excess of 50,000 licences and does not generally advise individual licencees of tariff changes other than at the date of their licence renewals. However, this letter is to give you notice of the proposed fee increases and to give you the opportunity to discuss them with us should you wish to do so, either on your own behalf or on behalf of your members, many of whom are our licenseees.

A list of tariffs is enclosed. Please note that copies of the CPI adjusted tariffs, effective 1 July 2011, will be placed on our website at <http://www.pcca.com.au/music-users-/tariffs-incoming/>. If you are unable to view or print any of the tariff sheets and wish to obtain a hard copy please e-mail [ppca.mail@ppca.com.au](mailto:ppca.mail@ppca.com.au) or contact Cathy Middleton on (02) 8569-1113 and we will arrange to forward a copy to you.

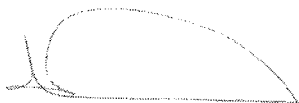
General information about PPCA and its activities can also be found on our website – [www.pcca.com.au](http://www.pcca.com.au)

Your members also have the right to make application to the Copyright Tribunal under s.108 and s.151 of the Copyright Act for the Copyright Tribunal to make an order determining the licence fee applicable to their individual users. Those provisions can be viewed at:

[http://www.austlii.edu.au/au/legis/cth/consol\\_act/ca1968133/](http://www.austlii.edu.au/au/legis/cth/consol_act/ca1968133/)

Should you have any further queries or require additional information, please do not hesitate to contact me.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Lynne Small', written over a horizontal line.

Lynne Small

**Manager – Finance, Operations & Administration**



April 2011

## TARIFF CATEGORIES

- A GENERAL LICENCES**  
For the playing of protected sound recordings at fetes, garden parties, school, church or dance academy concerts, and during presentations or performances by motivational speakers (single event licences are available)
- B EVENTS AND FESTIVALS**  
For the playing of protected sound recordings at festivals including arts, dance, fringe, music, food/wine, sporting, film and community as well as eisteddfods, exhibitions, fashion shows and similar events
- C CINEMAS (FILM EXHIBITORS) AND LEGITIMATE THEATRES**  
For the public exhibition of films which include protected sound recordings as part of their soundtrack or for the playing of sound recordings as background music at theatres
- D DANCE STUDIOS, DANCE INSTRUCTORS, LINE DANCE INSTRUCTORS**  
For the playing of protected sound recordings by dance studios, dance instructors and line dance instructors.
- DD LIVE PERFORMANCE GROUPS AND DANCE COMPANIES**  
For the playing of protected sound recordings by live performance groups and dance companies
- E1 NIGHTCLUBS**  
For the playing of protected sound recordings in a licensed venue for the purpose of dancing
- E2 DANCES AND DANCE PARTIES**  
For the playing of protected sound recordings for the purpose of dancing at Dances or Dance Parties
- E3 BARS FOREGROUND MUSIC**  
For the playing of protected sound recordings at a bar or similar venue as a predominant means of entertaining patrons
- F MOBILE DJS**  
For the playing of protected sound recordings by a Mobile DJ or any other person using a Mobile DJ unit, in a venue that would not ordinarily require a PPCA licence
- FW MOBILE VJS**  
For the public exhibition of music videos by a Mobile VJ or any other person using a Mobile VJ unit, in a venue that would not ordinarily require a PPCA licence
- H HALLS**  
For the playing of protected sound recordings as background musical entertainment in church, council, scout, town or other community halls
- HM MUSIC ON HOLD**  
For the playing of protected sound recordings (including from the radio or television) to telephone callers while they are waiting "on hold"
- I FACTORIES, INDUSTRIAL PREMISES AND OFFICES**  
For the playing of protected sound recordings for employees in factories, industrial premises and offices, in areas of those premises that are not generally accessible to customers or members of the public
- J AUDIO JUKEBOXES**  
For the playing of protected sound recordings through an audio jukebox
- JO AUDIO JUKEBOX OPERATORS**  
For Audio Jukebox Operators that lease, hire or otherwise supply audio jukeboxes to venues and/or for general party hire
- JW VIDEO JUKEBOX OPERATORS**  
For Video Jukebox Operators that lease, hire or otherwise supply video jukeboxes to venues and/or for general party hire
- K AMUSEMENT CENTRES, POOL ROOMS, SQUASH COURTS, SWIMMING POOLS, TEN PIN BOWLING CENTRES**  
For the playing of protected sound recordings for the background musical entertainment of patrons at amusement centres, snooker/pool halls, squash centres, swimming pools, ten pin bowling centres and similar establishments

Continued overleaf...

- M COMMERCIAL OR PROFESSIONAL PREMISES**  
For the playing of protected sound recordings at art galleries, bars, beauty salons / spas, clubs, corridors, elevators, foyers, function rooms, funeral parlours, hairdressers, health/medical offices (eg doctors, dentists, chiropractors, massage therapists, osteopaths, physiotherapists), hotels, libraries, lounges, motels, museums, nail bars, reception areas, retail stores, taverns, zoos, and/or similar establishments. This tariff also covers the use of protected sound recordings for demonstration purposes in electrical, video/DVD rental and hi-fi stores.
- MW ELECTRICAL & HI-FI STORES**  
For the public exhibition of music videos for demonstration purposes in electrical and hi-fi stores, and the electrical/home entertainment sections of department stores and other retail premises
- N SHOPPING CENTRES, PLAZAS, CONCOURSES**  
For the playing of protected sound recordings as a general amenity, or as background music, for the entertainment of patrons, customers or other attendees; or as background music or accompaniment to exhibitions or displays in common areas of shopping centres, plazas and concourses
- P PUBLIC VEHICLES**  
For the playing of protected sound recordings in public vehicles (e.g., aircraft, buses, charter boats, coaches, ferries, hire cars, light rail, monorail, ships, taxis, trains, trams)
- R1 RESTAURANTS, CAFES**  
For the playing of protected sound recordings in Restaurants/Cafes and similar establishments
- R2 RESTAURANTS, RESTAURANT AREAS (HOTELS AND MOTELS)**  
For the playing of protected sound recordings in Restaurants or Restaurant Areas operating within a hotel, motel, guest house or similar establishment offering accommodation as its primary function, and where the Restaurant or Restaurant Area is exclusively or primarily for the benefit of residents of that establishment and their guests (i.e. the Restaurant or Restaurant Area is not promoted to the general public).
- S SPORTS ARENAS, RACE TRACKS, SHOWGROUNDS, OUTDOOR AMUSEMENT PARKS**  
For the playing of protected sound recordings as background musical entertainment at sports arenas, race tracks, showgrounds, speedways and similar venues and at outdoor amusement parks
- SS OUTDOOR RECREATIONAL AREAS**  
For the playing of protected sound recordings as background musical entertainment at outdoor recreational or informal sporting areas, including beaches and parks
- U SKATING RINKS**  
For the playing of protected sound recordings as background musical entertainment, or as an accompaniment to skating, for patrons of roller skating and ice skating rinks.
- V FITNESS CENTRES, GYMNASIUMS, HEALTH CLUBS, SPAS, SOLARIUMS and similar establishments**  
For the playing of protected sound recordings when used as an integral part of exercise classes or when used as a general amenity for the informal entertainment of patrons in a free weights area or specialised exercise type equipment area or for teachers and instructors conducting fitness classes at venues that would not ordinarily require a licence.
- W MUSIC VIDEOS - GENERAL**  
For the public exhibition of music videos
- WE MUSIC VIDEOS - NIGHTCLUBS**  
For the public exhibition of the visual component of music videos in nightclubs
- WP MUSIC VIDEOS - PUBLIC VEHICLES**  
For the public exhibition of music videos in public vehicles including hire cars, taxis, aircraft, buses, charter boats, coaches, ferries, light rail, monorail, ships, trains and trams.
- WR MUSIC VIDEOS - RETAIL PREMISES**  
For the public exhibition of music videos in shops, department stores and other retail premises
- X CONCERT VENUES**  
For the playing of protected sound recordings as background musical entertainment (including during breaks in live performances) at concerts
- Y CONFERENCE ROOMS**  
For the playing of protected sound recordings as a general amenity, or as background music, for the entertainment of conference delegates and other users of conference room facilities.
- Z BUSINESS COPYING LICENCE FOR SOUND RECORDINGS**  
(supplement licence only – only valid in conjunction with a public performance licence)

To cover the electronic or physical copying of sound recordings by the licence holder from a licensed physical copy (e.g. a CD) or from a licensed electronic copy (e.g. an MP3 download purchased from a legal online music store) to either one electronic copy or one physical copy

Licence fees are calculated differently in each category (eg, fees may be flat fees per annum, fees per person or per machine, or fees determined by size of venue depending on category) – contact PPCA for full details. It is quite possible, depending on your needs, that you may have a licence with any number of Tariffs eg a hotel may have a number of bar areas (Tariff M), restaurants (Tariff R1), nightclubs (Tariff E1), gymnasium (Tariff V), and video jukebox (Tariff W).