

Independent Music Performance Rights Association



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TARIFF FEST

BACKGROUND MUSIC – FESTIVALS & RELATED EVENTS WITH TICKET SALES OR ADMISSION FEE

Tariff for the communicating to the public of sound recordings

Effective from: 1 January 2022 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 and requires a licence from IMPRA for the use of sound recordings in its **repertoire**. This document sets out IMPRA's tariff for the communicating to the public of sound recordings at **FESTIVALS AND RELATED EVENTS** such as beer festivals, music, arts and fresh produce festivals, fetes, fire work displays, surfing contests, etc.
2. This tariff is subject to IMPRA's "General Terms and Conditions for Communicating Sound Recordings to the Public Licences", a copy of which can be accessed on IMPRA's website or obtained by contacting IMPRA.
3. This tariff applies to the communicating to the public of sound recordings at festivals and related events as **background music**. There are specific types of communicating sound recordings to the public that IMPRA does not classify as **background music** and which are licensed under separate tariffs. Apart from these exceptions, all other types of public performance are classified as **background music**.
4. Penalty Clause – You should obtain your IMPRA licence before you can publicly communicate sound recordings. If you continue with the communicating to the public without first obtaining or renewing your 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:

AVERAGE ATTENDANCE PER DAY	FEE PER DAY PER FESTIVAL/EVENT
0 – 500	R 18.78
501 – 2000	R 37.57
2001 – 3500	R 75.13
3501 – 5000	R 112.71
5001 – 6500	R 150.27
6501 – 8000	R 187.84
8001 – 9500	R 225.41
9501 – 11000	R 262.98

Fees increase pro-rata at R 37.57 per unit of 1500 people average attendance

The minimum IMPRA licence fee of R 93.92 should always be applied.

VAT at the current rate, should be added to the above charges.

6. Explanatory Notes:

The fees on this tariff depend on your annual attendance figure. You will need to provide the name and number of festivals or related events for the year, as well as the average attendance for each, in order for IMPRA to calculate the licence fee accurately.

A banded tariff is used in recognition of the way in which you play sound recordings. Often these tariffs are banded according to the numbers of people at an event or the size of the venue, so that the final fee reflects the extent to which recordings are being used.

7. DEFINITIONS:

“Background Music”. 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 IMPRA from time to time.

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