

INDEPENDENT MUSIC PERFORMANCE RIGHTS ASSOCIATION
CROWNWOOD OFFICE PARK
BLOCK B
100 NORTHERN PARKWAY STREET ORMONDE
JOHANNESBURG 2001
TEL: 011- 675 0895 EMAIL: INFO@IMPRA.CO.ZA
WEB: WWW.IMPRA.CO.ZA



TARIFF 27

ONLINE RADIO STATIONS (ANNUAL FEE)

Tariff for the communicating to the public of sound recordings

Effective from: 1 January 2022 to 31 December 2022.

1. This tariff is subject to IMPRA's "General Terms and Conditions for Communicating Sound Recordings to the Public Licenses", a copy of which can be accessed on IMPRA's website or obtained by contacting IMPRA.
2. The **Transmission of Sound Recordings** via an **Online Radio Station** 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 license from IMPRA for the use of **Sound Recordings**. This document sets out SAMPRO's tariff for the **Transmission of Sound Recordings** via an **ONLINE RADIO STATION BASED ON AN ANNUAL FEE**.
3. This tariff applies to the **Transmission** of sound recordings using the services of an online radio station. A IMPRA license will cover you for playing recorded music on your online radio station.
4. Penalty Clause – An IMPRA license should be obtained before sound recordings are publicly communicated. Should sound recordings be communicated to the public without first obtaining or renewing a license, 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. The license fee payable under this tariff is **R3,622.50 per station per annum**, and 5.5 % of **Net Revenue** should there be any income derived from advertising, sponsorships, or subscriptions per radio station.

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

6. DEFINITIONS:

"**Net Revenue**" means the amount in South African Rands derived by the Online Radio Station from:

- advertisements and sponsored promotions; and
- subscriptions

"**Online Radio Station**" means a radio station that uses an online radio system to transmit **Sound Recordings** to Users.

"**Online Radio System**" means a system whereby **Sound Recordings** are **Transmitted** from the Internet directly to a user's computer or phone or like devices.

"**Sound Recordings**" means the collection of copyright sound recordings owned or controlled by members of IMPRA from time to time, and the collection of copyright sound recordings which IMPRA has agreed to administer on behalf of third parties from time to time

"**Transmission**" means the broadcasting and/or the diffusion by whatever means, whether wire or wireless, now known or hereafter discovered (including without limitation, the Internet and other technology), including without limitation by telecast, simulcast, narrowcast, streaming and whether by way of satellite, analogue or digital terrestrial or cable transmission.

FOR INFORMATION ONLY