

INDEPENDENT MUSIC PERFORMANCE RIGHTS ASSOCIATION
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TARIFF 36

BACKGROUND MUSIC – SWIMMING POOLS

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. This tariff applies to the communicating to the public of sound recordings at swimming pools 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. Additional use of **background music** in other areas (bars, restaurants etc.) to be charged separately using the appropriate tariffs.
3. The communicating of sound recordings to the public is a restricted act in terms of the South African Copyright Act and requires a license 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 SWIMMING POOLS**, excluding use in association with synchronized swimming or other related events.
4. Penalty Clause – You should obtain your IMPRA license before you can publicly communicate sound recordings. If you continue with the communicating to the public without first obtaining or renewing your 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. Fees:

Flat fee of **R1,866.46** per swimming pool per annum.

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

6. **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.

FOR INFORMATION ONLY