# TARIFF FOR THE PUBLIC USE OF SOUND RECORDINGS

PPLPP210

PHONOGRAPHIC PERFORMANCE LIMITED, 1 UPPER JAMES STREET, LONDON, W1F 9DE.
TELEPHONE: 0207 534 1000. FAX: 0207 534 1111

## Background Music Tariff - Public Houses/Bars/Restaurants and Cafes/Hotels

THIS TARIFF IS EFFECTIVE FROM 01-JAN-17 TO 31-DEC-17

This tariff is for background music in Public Houses, Bars, Restaurants, Cafés and Hotels and is subject to the order of the Copyright Tribunal of 15 October 2009.

Background music is 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 a premises.

This tariff is subject to PPL's "General Terms and Conditions for Public Performance Licences", a copy of which can be read on the PPL website or obtained by contacting PPL.

NOTES:
Audible area means the area in square metres where sound recordings are audible. If you need to convert a measurement in square feet into square metres, multiply the square footage by 0.093.

You should provide the date you started playing recorded music to enable us to calculate the start period for your licence.

You may have a number of separate areas within your premises in which you play recorded music. You should indicate which part of the premises you wish to see licensed and ensure that you can identify what recordings are played and the audible area for each part.

The tariff is based on the total area of the premises where sound recordings are audible, including miscellaneous areas such as corridors, toilets, lifts or reception areas. In respect of hotels, this includes any public house, bar, restaurant and eating area. In public houses and bars, this includes any restaurant or food section. In restaurants and cafes, this includes any bar.

In respect of hotels only, all other areas within a hotel including the gym/workout or fitness areas of a health/leisure club, a swimming pool, shop or salon are not covered for background music under this tariff and should be charged separately, using the appropriate tariffs. Where background music is provided in a bar, restaurant and reception, situated within a health/leisure club, these areas are to be included in the total area of the hotel and charged under this tariff.

Concessionary Discount
If your premises have an audible area of 50m2 or less and you only use "traditional" radio or television broadcasts, you may be eligible for a concessionary licence fee of 50% of the annual fee in the 400m2 band. By "traditional" radio or television broadcasts, we mean only the following broadcasts (however delivered):
> BBC national and local radio stations;
> all Independent National Radio stations and Independent Local Radio stations (as licensed by Ofcom and listed on www.ofcom.org.uk as "Analogue: FM and AM" stations); and
> BBC1, BBC2, ITV1, Channel 4, S4C and Five television broadcasts.
If your premises have an audible area of greater than 50m2 then you will not be eligible for the concessionary licence fee, regardless of whether you only use traditional broadcasts. Similarly, if you publicly perform sound recordings in your premises by other means (such as CDs), whether in addition to or instead of traditional broadcasts, then you will not qualify for the concessionary licence fee. The concessionary licence fee is also not available where there is a charge for admission to the premises.

Surcharge
If you have been publicly performing sound recordings without first obtaining or renewing your licence, the fees below will be subject to a 50% surcharge. This is designed to act as a deterrent to unlicensed public performances of sound recordings, and to compensate PPL for the considerable administrative effort expended in detecting and taking action in respect of these infringements of copyright.

| Audible Area in Square Metres | | | Fee(£) |
|---|---|---|---|
| 1 | - | 400 | 133.12 |
| 401 | - | 450 | 149.76 |
| 451 | - | 500 | 166.40 |
| 501 | - | 550 | 183.04 |
| 551 | - | 600 | 199.68 |
| 601 | - | 650 | 216.32 |
| 651 | - | 700 | 232.96 |
| 701 | - | 750 | 249.60 |
| 751 | - | 800 | 266.24 |
| 801 | - | 850 | 282.88 |
| 851 | - | 900 | 299.52 |
| 901 | - | 950 | 316.16 |
| 951 | - | 1000 | 332.80 |

Fees increase pro rata £ 16.64 per band of 50.
VAT should be added at the current rate to the above charges.

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