



CINEMA EXHIBITORS LICENCE

Updated August 2018

The **Recorded Music NZ Cinema Exhibitors Licence** covers the Communication and Performance of sound recordings used within films, as well as providing the permission needed to play recordings in a cinema's public spaces before and after films.

Every cinema exhibitor should hold a licence with both **APRA** and **Recorded Music NZ**, as each organisation represents separate copyright owners.

Holding both licences means that you meet your Copyright Act obligations and ensures the owners of sound recordings (Recorded Music NZ) and songwriters and composers (APRA) are fairly paid for the use of their work.

OUR LICENCE GIVES PERMISSION FROM OWNERS OF RECORDINGS TO PLAY THEIR MUSIC:

- When it is used as part of a soundtrack to a film or in advertising shown before a film screening.
- In foyers and other areas used by the public – such as restrooms.
- In theatres before and after the showing of films.

RECORDED MUSIC NZ CINEMA EXHIBITORS LICENSING FROM 2017

The Recorded Music NZ Cinema Exhibitors Licence Scheme commenced on 1 April 2017, with the annual licence fee being 0.10% of Gross Ticket Receipts. A 4 year "phase-in" period is offered, as set out here.

**1ST APRIL 2017
– 31ST DEC 2017**

**Annual rate of 0.04% of
Gross Box Office Receipts**

**1ST JAN 2018
– 31ST DEC 2019**

**Annual rate of 0.06% of
Gross Box Office Receipts**

**1ST JAN 2020
– 31ST DEC 2020**

**Annual rate of 0.08% of
Gross Box Office Receipts**

**1ST JAN 2021
– 31ST DEC 2021**

**Annual rate of 0.10% of
Gross Box Office Receipts**

FAQs

Why do I need a licence from both Recorded Music NZ and APRA?

NZ Copyright legislation (the Copyright Act 1994) creates two separate and distinct copyrights in all recorded music. One copyright is in the musical work – or the song itself. This is owned by songwriters and composers and these rights holders are represented in NZ by APRA AMCOS. The second group of copyright holders are the owners of sound recordings. This copyright is owned by recording artists and record labels and these rights holders are represented in NZ by Recorded Music NZ.

Doesn't the music in films come "rights cleared"?

When recordings are synchronised into films, the subsequent communication rights are in most cases not covered by this agreement. As with Streaming Video On Demand movie and television services, this subsequent communication licence is held by those making the films available to the public.

When do I pay?

The Cinema Exhibitors Licence is calculated based on a 0.10% of Gross Ticket Receipts. The annual licence fee is calculated and paid in 6 monthly installments, once we receive a report from you as to your Gross Ticket Receipts over the previous 6 months. The licence fee is discounted until 2021, to assist exhibitors in transitioning to the new licence.

Why have I not needed this licence before?

The requirement to gain permission from the owners of sound recordings for the communication and performance of their work in films and for the public performance of their recordings in public areas has existed for many years. The Recorded Music NZ licence provides a comprehensive licence covering both these aspects in the one licence application.



www.recordedmusic.co.nz