



# NAMIBIAN SOCIETY OF COMPOSERS AND AUTHORS OF MUSIC

(An Incorporated Association not for gain)  
Reg. No. 21/93/338

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## TARIFF 02: BACKGROUND MUSIC – RESTAURANTS, CAFES, BARS, CANTEENS & COFFEE SHOPS

Tariff for the communicating to the public of sound recordings including public performance.

Effective from: 01 January 2023

1. The communicating of sound recordings to the public is a restricted act in terms of the NAMIBIAN Copyright Act (Act 6 of 1994, as amended) and copy right and related rights Act (8 of 2016, section 10 as amended) and requires a licence from NASCAM for the use of sound recordings and performing rights. This document sets out NASCAM's tariff for the communicating to the public of sound recordings in **RESTAURANTS, CAFES, BARS, CANTEENS, AND COFFEE SHOPS**.
2. This tariff is subject to NASCAM's "General Terms and Conditions for Communicating Sound Recordings to the Public Licences", a copy of which can be accessed on NASCAM's website (<http://www.nascam.org.na>) or obtained by contacting NASCAM at No.5 Johnson Street, eros.
3. This tariff applies to the communicating to the public of sound recordings in restaurants, cafes, bars, canteens, and coffee shops as **background music**. There are specific types of communicating sound under separate tariffs.
4. Penalty Clause – A NASCAM licence should be obtained before sound recordings are publicly communicated. Should sound recordings be communicated to the public without first obtaining or renewing a licence, a Penalty 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 licence fees payable under this tariff are set out in the table below:

| Size of Premises<br>(Audible Area in Square Metres) | Licence Fee Per Outlet Per Annum<br>IN N\$ (Exclusive of VAT) |
|---|---|
| 1-50  | 1 010.99  |
| 51 – 100  | 2 021.97  |
| 101 – 200   | 4 043.96  |
| 201 – 300   | 6 065.92  |
| 301 – 400   | 8 087.88  |
| 401 – 500   | 10 109.86   |
| 501 – 600   | 12 131.84   |
| 601 – 700   | 14 153.81   |
| 701 – 800   | 16 175.78   |
| 801 – 900   | 18 197.76   |
| 901 – 1000  | 20 219.73   |
| Each additional 1 to 100                            |   |
| (Above 1000)  | 2 021.97  |

6. Definitions:

“**Audible Area**” means the total area, measured in square metres, in which the sound recordings are rendered audible on the premises (whether indoors or outdoors).

If there are several storeys, floors, or levels within the premises (including mezzanine floors or balcony areas), the audible area of each storey, floor or level should be included for the purposes of measuring the total audible area of the premises.

“**Background Music**” means 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 NASCAM from time to time.

**Should you require additional information, please contact our licensing team as per details below;**

**Tel:** +264 61229116

**Email:** [namsoc@iafrica.com](mailto:namsoc@iafrica.com)