



NAMIBIAN SOCIETY OF COMPOSERS AND AUTHORS OF MUSIC

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

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TARIFF 04: BACKGROUND MUSIC – FACTORIES, WORKSHOPS, WAREHOUSES & OFFICES

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

Effective from: 01 January 2023

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 **FACTORIES, WORKSHOPS, WAREHOUSES AND OFFICES**.

This tariff is subject to SAMPRA's "General Terms and Conditions for Communicating Sound Recordings to the Public Licences", a copy of which can be accessed on NASCAM's website or obtained by contacting NASCAM (see contact details here above).

This tariff applies to the communicating to the public of sound recordings in factories, workshops, warehouses and offices as **background music**. There are specific types of communicating sound recordings to the public that NASCAM does not classify as **background music** and which are licensed under separate tariffs.

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 surcharge can be added to this tariff. This is designed to act as a deterrent to unlicensed communications to the public of sound recordings.

The licence fees payable under this tariff are set out in the table below:

Size of Business	Licence Fee per Annum

1 – 10 employees	N\$ 1 010.99
11 - 25 employees	N\$ 1 617.56
Every additional Employee (Above 25)	N\$ 64.70 per employee

Definitions:

“Employees” includes all full time, part time and temporary employees as well as independent contractors who work at the premises on a regular basis. Only employees who work within an area where the sound recordings are audible, should be counted.

“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:

Telephone : +26461229116

Email: namsoc@iafrica.com.na