



# NAMIBIAN SOCIETY OF COMPOSERS AND AUTHORS OF MUSIC

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

NASCAM House  
No. 5, Johnson Street  
Eros, Windhoek  
NAMIBIA

P.O. Box 86500, Eros  
Tel: +264-61-229116 / 249234  
Cell: 081 229 5453  
Fax: +264-61-249240  
Fax to email: 088 655 6248  
E-mail: namsoc@iafrica.com.na

## TARIFF 12: BACKGROUND MUSIC – TELEPHONE MUSIC ON HOLD

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 via **TELEPHONE MUSIC ON HOLD SYSTEMS**.
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 via telephone music on hold systems 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.
4. The licence does not permit the rerecording, editing, dubbing, copying, or transfer of copyright material. If the telephone music on hold system uses a digital memory facility (which requires a copy of the sound recording to be made), the licensee will require an additional licence for the mechanical reproduction. Please contact NASCAM for more info on this.
5. Additional use of **background music** in other areas of the premises where telephone music on hold is supplied (e.g., bars, canteens, waiting rooms, offices etc.) will be charged separately using the appropriate tariffs.
6. 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.
7. The licence fees payable under this tariff are set out in the table below:

Number of Extensions per Switchboard	Annual Licence Fee per Switchboard (N\$)
1 – 5 Extensions	1800.00
6 – 15 Extensions	2300.00
Each additional 1 extension	70.00

This tariff is subject to a minimum fee of **N\$2,325.27** per annum.

8. Definitions:

**“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**