



NAMIBIAN SOCIETY OF COMPOSERS AND AUTHORS OF MUSIC

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

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TARIFF 03: SPECIALLY FEATURED ENTERTAINMENT

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

Effective from: 01 AUGUST 2022 to 31 JULY 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 whenever sound recordings are played **as a main or special attraction (Featured Music) where there is dancing to sound recordings in the venue**, rather than for background music. Examples of events of **SPECIALLY FEATURED ENTERTAINMENT** include (but not limited to) **DISCOTHEQUES, NIGHT CLUBS, ADULT, ENTERTAINMENT CLUBS AND CABARET SHOWS**.
- 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
- To enable NASCAM to calculate the rate you will pay, you must provide three figures:
 - How many hours recordings are played for at an event;
 - The average attendance at the event and.
 - The number of events you have during the period.
- 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.
- Licence fees payable under this tariff are set out in the table below:

AVERAGE ATTENDANCE		HOURS PER OCCASION										
FROM	TO	1	1.5	2	2.5	3	3.5	4	4.5	5	5.5	6
1	75	33.92	50.90	67.88	84.84	101.81	118.78	135.74	152.71	169.69	186.63	203.62
76	100	45.28	67.92	90.57	113.23	135.86	158.50	181.15	203.81	226.44	249.08	271.73
101	125	56.63	84.96	113.29	141.60	169.92	198.24	226.57	254.87	283.19	311.51	339.83
126	150	67.98	101.99	135.98	169.98	203.97	237.98	271.97	305.95	339.95	373.94	407.96
151	175	79.33	119.02	158.69	198.35	238.02	277.70	317.37	357.04	396.94	436.36	476.06
176	200	90.68	136.04	181.38	226.72	272.07	317.43	362.78	408.11	453.48	498.82	544.15
201	225	102.05	153.08	204.09	255.11	306.14	357.17	408.19	459.20	510.21	561.25	612.26
226	250	113.38	170.09	226.80	283.49	340.19	396.89	453.57	510.27	566.98	623.69	680.37
251	275	124.75	187.13	249.49	311.88	374.25	436.61	498.98	561.37	623.74	686.11	748.47
276	300	136.10	204.15	272.20	340.23	408.30	476.35	544.38	612.45	680.50	748.53	816.59
301	325	142.47	213.69	284.94	356.14	427.39	498.64	569.83	641.10	712.33	783.53	854.78
326	350	153.44	230.13	306.88	383.55	460.28	537.04	613.68	690.46	767.17	843.84	920.58
351	375	164.41	246.57	328.83	410.97	493.18	575.43	657.54	739.81	822.01	904.14	986.38
376	400	175.39	263.02	350.77	438.38	526.07	613.83	701.40	789.17	876.84	964.45	1 052.18
401	425	186.36	279.46	372.72	465.80	558.97	652.23	745.25	838.53	931.68	1 024.76	1 117.98
426	450	197.33	295.90	394.66	492.98	591.86	690.62	789.11	887.89	986.52	1 085.07	1 183.78
451	475	208.30	312.34	416.60	520.62	624.76	729.02	832.97	937.25	1 041.36	1 145.38	1 249.58
476	500	219.27	328.79	438.55	548.04	657.65	767.42	876.82	986.61	1 096.72	1 205.69	1 315.38

A minimum annual fee of **N\$1,516.48** is payable under this tariff.

6. Explanatory Notes:

The hours of record use per event is the actual time during which sound recordings are played (up to the nearest half hour). The anticipated average attendance should include all persons admitted to the area where sound recordings are being played as specially featured entertainment, whether they have paid an admission fee or are members or guests.

The figure should be averaged over a 52-week period.

For every additional person above 500, the fee will increase by N\$11.36 per person.

7. Definitions:

“Featured Music” means the playing of sound recordings as a main or special attraction that is essential to the operation of the premises and/or the main event.

“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
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