



# NAMIBIAN SOCIETY OF COMPOSERS AND AUTHORS OF MUSIC

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

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## TARIFF 05: BACKGROUND MUSIC – AIRCRAFT

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 **AIRCRAFT**.
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 aircraft 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. Apart from these exceptions, all other types of public performance are classified as **background music**.
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. Fees:  
**N\$56.63** each seat per annum.  
Subject to a minimum fee of **N\$505.51** each aircraft per annum.
6. Explanatory Notes:  
To issue an accurate licence, the number of aircrafts in the fleet, as well as the seating capacity of each aircraft must be specified.
7. 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:

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