

# Podcast Licence - Scheme Summary



<b>Purpose of this document</b>	<p>This document is a summary of the terms of the PRS for Music Podcast Licence.</p> <p><i>Please refer to the terms and conditions of the licence for full definitions and details of other matters relating to providing podcasting services.</i></p>
<b>Music use covered by the Podcast Licence</b>	<p>The Podcast licence covers both the performing and mechanical rights in musical works used in podcasts made available on the internet for downloading to a personal player</p> <p>The following restrictions apply to a Podcast Licence being granted by PRS for Music. Any use that falls outside these restrictions would need to be cleared directly with the copyright owners</p> <ul style="list-style-type: none"><li>• Podcasts must be provided in the form of programmes in their entirety, and not as individual tracks or separate portions</li><li>• No audio-visual content is covered under the podcast licence*</li><li>• Podcasts must contain both speech and music, with the speech interspersed throughout</li><li>• No more than 50% of the works used in the podcast can be performed by a particular artists or written by a particular composer without approval from PRS for Music*</li><li>• No more than 2 repertoire works from a particular album or more than 2 repertoire works performed by a particular artist or written by a particular composer is permitted under the podcast licence without approval from the <i>PRS for Music</i>.</li><li>• There can be no guide providing details of the time at which particular tracks appear</li><li>• There must not be any flags or markers inserted which enable the segmenting and disaggregation of tracks</li></ul> <p>* Certain conditions apply with regard to these restrictions, please contact the Broadcast and Online Licensing Team with any questions</p> <p><i>All audio-visual content must be licensed under either the OML or GEOL licence depending on the content. For limited Podcast services please refer to the Limited Online Music Licence. If you have any queries on these licences please contact the Broadcast and Online Licensing Team on <b>020 7306 4991</b> or email <a href="mailto:onlinelicensing@prsformusic.com">onlinelicensing@prsformusic.com</a></i></p>

<b>Rights and Music use not covered by the Podcast Licence</b>	<p>The following rights are not cleared by the Podcast Licence and would need to be cleared directly with publishers/copyright owners</p> <ul style="list-style-type: none"> <li>• Moral rights</li> <li>• Graphic rights e.g. any karaoke service within a music service</li> <li>• The right to adapt a musical work</li> <li>• The synchronisation of musical works with images</li> <li>• The use of unauthorised arrangements, adaptations, parodies, burlesques and dramatico-musical works</li> <li>• The use of commercial music in contexts which the licensor ought reasonably to consider as being prejudicial to the public standing of the composer, featured artist or relevant copyright owners</li> <li>• The rights in sound recordings of the musical works</li> </ul> <p>Music use is not covered in all circumstances. In particular, the following uses need to be licensed under separate schemes or directly with the publishers/copyright owners</p> <ul style="list-style-type: none"> <li>• Individual track (audio or audio-visual) downloads or on demand streams</li> <li>• Music with advertising or sponsorship of any product or service</li> <li>• Music used in any audio-visual material</li> <li>• Mobile ringtones</li> <li>• Simulcasting of traditional scheduled broadcast services</li> </ul>
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<b>Royalty Rates</b>	<table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td style="background-color: #cccccc;">Headline Royalty Rate</td> <td style="text-align: center;"><b>8%</b></td> </tr> <tr> <td style="background-color: #cccccc;">Per Track Minimum</td> <td style="text-align: center;"><b>0.15p*</b></td> </tr> </table> <p>excludes VAT</p> <p>The podcast licence carries a minimum quarterly fee of £50 per quarter (excluding VAT).</p>	Headline Royalty Rate	<b>8%</b>	Per Track Minimum	<b>0.15p*</b>
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<b>Reporting</b>	<ul style="list-style-type: none"> <li>• Licensed services will be subject to quarterly accounting</li> <li>• A fixed advance payment is charged on a quarterly basis and subject to a £50.00 minimum (plus VAT)</li> <li>• These quarterly instalments can be refundable throughout the term of the licence</li> <li>• Reporting on revenues and usage will be required within one calendar month of the quarter's end in our standardised format</li> <li>• Royalties are then payable for any balance above the quarterly advance</li> </ul>
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<b>Duration of the scheme</b>	<p>This scheme will run until 31<sup>st</sup> December 2010</p>
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<b>Application Process</b>	Complete the Podcast Licence information supply form and return this to the Broadcast and Online Licensing team with full details.
<b>Contact details</b>	If you have any queries please contact the Broadcast and Online Licensing Team on <b>020 7306 4991</b> . Or email <a href="mailto:onlinelicensing@prsformusic.com">onlinelicensing@prsformusic.com</a>

*This constitutes a summary of certain terms of the Podcast Licence. Service providers are advised to refer to the JPL terms and conditions for full details of matters relating to providing podcast services under the Licence. In the event of any inconsistency between this summary and the full terms and conditions, the terms of the licence shall prevail.*