

University colleges & other institutions of higher education



Tariff 'UC' (2011.09)

Effective from 1st September 2011

(Also showing previous year's details in brackets)

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1. Scope of tariff

This tariff applies to performances of copyright music within *PRS for Music's** repertoire*:

- at the premises of universities, colleges, and similar institutions of higher education, and their student unions,
- including at formal dances, annual Balls and the like, organised by or specifically for, the entertainment of students attending those establishments.

Unless at *PRS for Music's* discretion, this tariff does not apply to:

- lettings to outside bodies outside term-time. Such performances will be charged for under *PRS for Music's* appropriate tariff(s).

2. General conditions

This tariff is subject to *PRS for Music's* General Conditions Applicable to Tariffs and Licences, available on request from *PRS for Music*.

* See Definitions, section 7

3. Royalty rates

Where the music user *has* applied for and obtained *PRS for Music's* licence before musical performances commence, the **standard** royalty rate will be charged and payable for the first year of the licence.

Where the music user *has not* applied for and obtained *PRS for Music's* licence before musical performances commence, the **higher** (standard plus 50%) royalty rate will be charged and payable for the first year of the licence.

After the first year of the licence, in either case, the **standard** royalty rate will be charged and payable.

The following rates of charge apply to all royalties falling due from 1st September 2011.

		Higher royalty	Standard royalty
3.1	Featured music*		
3.1.1	Live music		
3.1.1.1	Live music events (except those events detailed in sections 3.1.1.3, 3.1.1.4 and formal dances and annual Balls in section 3.1.3), where a charge is made for admission, the royalty in respect of each event is	4.5% of gross box office receipts* (4.5%)	3% of gross box office receipts* (3%)
3.1.1.2	The minimum charge per event in respect of section 3.1.1.1 is	£12.24 (£11.78)	£8.16 (£7.85)
3.1.1.3	Other events with live music where: <ul style="list-style-type: none"> • there is a single, unbilled*, live music act with music controlled by <i>PRS for Music</i>, and • the price of admission is not more than £5.00, and • featured recorded music (such as a disco) forms the dominant part, the charge for the first 100 persons capacity of the room is	£9.26 (£8.90)	£6.17 (£5.93)
3.1.1.4	and per 25 persons capacity (or part thereof) thereafter	£2.34 (£2.25)	£1.56 (£1.50)

* See Definitions, section 7

	Higher royalty	Standard royalty
3.1.1.5 Live music events without admission charge For the first 100 persons capacity* of the room, the royalty per event is	£6.20 (£5.96)	£4.13 (£3.97)
3.1.1.6 and per 25 persons capacity (or part thereof) thereafter	£1.56 (£1.50)	£1.04 (£1.00)
3.1.2 Featured recorded music*		
3.1.2.1 Featured performances (except formal dances and annual Balls), by record, compact disc or tape player* primarily for entertainment by means of discotheque or karaoke * equipment where the price of admission is £10.00 or more, the charge per event is	4.5% of gross box office receipts* (4.5%)	3% of gross box office receipts* (3%)
3.1.2.2 The minimum charge per event in respect of 3.1.2.1 is	£12.24 (£11.78)	£8.16 (£7.85)
3.1.2.3 All other featured performances (except formal dances and annual Balls) by record, compact disc or tape player* primarily for entertainment by means of discotheque or karaoke equipment, the charge per function for the first 100 persons capacity of the room is	£6.20 (£5.96)	£4.13 (£3.97)
3.1.2.4 and per 25 persons capacity (or part thereof) thereafter	£1.56 (£1.50)	£1.04 (£1.00)

* See Definitions, section 7

		Higher royalty	Standard Royalty
3.1.3	Formal dances, annual Balls, etc.		
3.1.3.1	Where: <ul style="list-style-type: none"> a charge is made for admission, <i>and</i> the event includes live and/or recorded featured and/or background music with the provision of other entertainments, the charge per event (after deduction of that portion of the ticket price relating to expenditure for food and/or drink) is 	1.5% of gross box office receipts* (1.5%)	1% of gross box office receipts* (1%)
3.1.3.2	The minimum charge per event in respect of 3.1.3.1 is	£24.56 (£23.61)	£16.37 (£15.74)
3.1.4	Aerobic, keep fit & dancing classes the charge per class is as follows:		
3.1.4.1	for rooms/studios/pools with a capacity* up to 30 persons	£2.00 (£1.92)	£1.33 (£1.28)
3.1.4.2	for rooms/studios/pools with a capacity* over 30 persons	£2.49 (£2.40)	£1.66 (£1.60)
	(calculated at the rate in 3.1.4.1 above plus 25%)		
3.1.5	Cinema & featured video shows For performances (whether by means of the soundtrack or otherwise) during film or video shows in a room or place being specially used for the primary purpose of video or cinema exhibition , and with seating arranged accordingly, the charge per session for the first 100 persons capacity of the room is	£3.05 (£2.93)	£2.03 (£1.95)
	and per 25 persons capacity (or part thereof) thereafter	£0.75 (£0.72)	£0.50 (£0.48)

* See Definitions, section 7

	Higher royalty	Standard royalty
3.2 Background, electronic or mechanical music* The annual rate of charge <i>per room</i> in which instruments are located is:		
3.2.1 Stand-alone radio* only	£111.77 (£107.46)	£74.51 (£71.64)
3.2.2 Stand-alone terrestrial television* only.....	£111.77 (£107.46)	£74.51 (£71.64)
3.2.3 Stand-alone radio and television	£167.64 (£161.19)	£111.76 (£107.46)
3.2.4 Video player* (with/without television facilities through the same screen)	£167.64 (£161.19)	£111.76 (£107.46)
3.2.5 Television with satellite/cable facility	£167.64 (£161.19)	£111.76 (£107.46)
3.2.6 Record, compact disc or tape player* and/or digital music system* only	£251.45 (£241.77)	£167.63 (£161.18)
3.2.7 Record, compact disc or tape player with radio	£279.42 (£268.68)	£186.28 (£179.12)
3.2.8 Record, compact disc or tape player with television	£279.42 (£268.68)	£186.28 (£179.12)
3.2.9 Record, compact disc or tape player with both radio and television	£335.28 (£322.38)	£223.52 (£214.92)
3.3 Jukeboxes* The annual royalty per machine is	£296.91 (£285.50)	£197.94 (£190.33)
4. Minimum annual royalty The minimum annual royalty under this tariff is	 £111.77 (£107.46)	 £74.51 (£71.64)

* See Definitions, section 7

5. Value Added Tax

Every Licensee under this tariff will pay to *PRS for Music* in addition to the royalty due, a sum in respect of Value Added Tax calculated at the relevant rate on the royalty payable.

6. Inflation adjustment

Every year on 1st September, the monetary sums in this tariff will be adjusted for inflation. The adjustment formula will apply to the standard rates, using the mean (to the nearest whole percentage point) of the percentages by which the Retail Prices Index and Average Weekly Earnings index (unadjusted) change in the year to the previous April.

April is the latest month prior to the anniversary date for which figures are likely to be published for both indices.

After application of the inflation adjustment the royalty rates will be rounded to the nearest penny.

All royalties will be charged at the royalty rate in force at the beginning of the licence-year.

7. Definitions

- **background, electronic or mechanical music** means music when performed by a record player, compact disc player, tape player, video player or digital music system, otherwise than for featured purposes, or music performed by means of radio or television operated on the premises or diffused through a loud-speaker from another part of the premises or a source outside the premises.
- **capacity** means where the accommodation of a room is limited to seating, the capacity shall be the total number of seats available in that room. Where, as for example in the case of discotheque performances, there is no formal means of calculating the accommodation limit of a room the capacity shall be the maximum number of persons which can reasonably be accommodated in the room, or permitted under any regulation by Fire Authorities.
- **digital music system** means a unit capable of reproducing sound from data relayed by cable or satellite in a digital format, and typically giving a choice of music channels.
- **featured music** or **featured recorded music** means music performed by: performers in person, or a record, compact disc or tape player primarily for entertainment such as by means of discotheque equipment (with or without dancing) or in conjunction with cabaret or similar entertainment, or cinematograph equipment or video player.

- **gross receipts** means all monies paid or payable in respect of any form of admission charges in connection with any event to which this tariff applies, less Value Added Tax or any other government tax or imposition of like nature for the time being in force.
- **jukebox** means a machine for playing recorded music, capable of being operated by the insertion of a coin, token or card.
- **karaoke** means those performances given by unpaid singers in conjunction with specially-produced recorded music, with or without the provision of video-presented synchronised lyrics.
- **performers** means singers and performers of musical instruments, including orchestra conductors or leaders, whether or not they combine in their performance other activities such as dancing or acting as comperes.
- **PRS for Music** is the trading name of the Performing Right Society Limited.
- **PRS for Music's repertoire** means all and any musical works (including any words associated therewith), the right of public performance in which is controlled by *PRS for Music* or by any of the societies in other countries with which *PRS for Music* is affiliated.
- **record, compact disc or tape player** means any gramophone, compact disc, tape or cassette player, or other mechanical/electronic device for playing musical works, except for a video player, or a device, such as a jukebox, capable of being operated by the insertion of a coin, token or card.
- **stand-alone radio or stand alone television** means a receiving set of a readily moveable type with integral loudspeakers, often bar or shelf-mounted, as distinct from a digital music system.
- **unbilled live music act** means a live music act, such as a student or local band (not forming the dominant part of an event) which is not named on the bill or in other publicity.
- **video player** means any equipment for exhibiting videograms, whether from tape, electronic chip or disc, except video players capable of being operated by the insertion of a coin, token or card.

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