

Hotels and guest accommodation Tariff



Effective 31 July 2018

Applies to: the performance of copyright music within PRS for Music's repertoire* at hotels, boarding houses, guest houses and similar premises.

Other PRS for Music tariffs may apply to music uses not explicitly mentioned in this tariff. Examples include music on hold and office staffrooms.

Section 2 was agreed with the Bermuda Chamber of Commerce Restaurant Division and contains the same charging mechanism found our Bermuda Eating and Drinking Establishment Tariff

Royalty rates

- The rates apply to all royalties due from the effective date of this tariff. Rates are annual unless otherwise noted.
- Where the \$ currency symbol is used in this tariff it refers to the Bermudan Dollar
- A **50% additional charge** may be payable, at the discretion of the society, for the first year of the licence where the music user **has not** obtained PRS for Music's licence before musical performances commence.

1. Background music* in hotel bedrooms, corridors and foyers the annual royalty rate per 15 bedrooms (or part thereof) for music played through the following is:

1.1 Terrestrial television and/or radio and/or video player*:	\$70.84
1.2 Cable and/or satellite television:	\$106.27
1.3 CD and/or digital music device and/or tape player*:	\$114.12
1.4 Television and/or radio and/or video player plus CD and/or digital music device and/or tape player:	\$141.68

NB: When the premises are open only during a limited season in each year, the annual royalty is adjusted by a proportionate reduction and by the addition of 15% of the reduced amount

2. Background Music* in eating and drinking areas the annual royalty rate Per Room is:

Up to 25 seating capacity	\$157.62
26 – 50 seating capacity	\$315.25
51 – 75 seating capacity	\$472.87
76 – 100 seating capacity	\$630.50
100+ seating capacity, for each additional seat	\$6.31

NB: **Seasonality**- An annual average room seating capacity is used where the seating capacity changes over the course of the licence year due to the peak tourist season.

3. Featured music* in bars, restaurants or similar rooms including, but not limited to, DJs, live bands and/or recorded music, the annual royalty rate is:

If ticketed for cabaret, concerts, dances, discos, karaoke* and variety, the charge will be:	4% of admission receipts*
Or, if receipts are not ascertainable or if there is no entrance fee, the charge will be:	4% of annual expenditure*
If annual expenditure is not obtained, the charge per event for the first 100 persons or 400sq ft of the venue will be: And for each additional 25 person capacity or per 100sq ft will be:	\$10.30 \$2.61

4. Tariff Conditions

- This tariff is subject to *PRS for Music's* General Conditions, which are available upon request.
- Every year on 31st July the monetary sum is this tariff may be increased in line with inflation using the percentage by which the latest publically available Bermuda Consumer Prices Index change.

5. *Definitions

Admission receipts means all monies paid or payable in respect of admission charges in connection with any entertainment to which this tariff applies, less any government tax or imposition of like nature for the time being in force.

Annual expenditure means a total of gross salaries, gross wages; plus fees, expenses or other emoluments paid to performers (excluding any DJs); and gross fees (net of any Value Added Tax or equivalent) paid to third parties for the services of performers on the provision of music.

Background music means music when performed by a CD, record or tape player, or digital music device or video player otherwise than for featured purposes, or radio or television set operated on the premises or diffused through a loudspeaker from another part of the premises or an external source.

CD, digital music device, record and/or tape player means any CD, gramophone, digital device (including computers) or tape player, or other mechanical/electronic device for playing musical works, except a video player, or a juke box, capable of being operated by the insertion of a coin or token.

Featured music means music performed by performers* in person for entertainment, or other such as by means of discotheque equipment or otherwise, for dancing or in conjunction with cabaret or similar entertainment or cinematograph equipment or video player.

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.

Music centre means a combination of units of equipment, for example a CD/radio player, capable of reproducing sound from more than one source through a single sound system.

Performers means singers and performers of musical instruments and includes orchestra conductors, whether or not they combine in their performance other activities such as acting as compères.

PRS for Music's repertoire means all and any musical works, the right of public performance in which is controlled by *PRS for Music*, or any society in other countries which is affiliated to *PRS for Music*.

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.