

ONEMUSIC EVENT LICENCES

Licensing Enquiries 1300 162 162 events@onemusic.com.au onemusic.com.au December 2022



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FOR EVENTS FROM 1 JANUARY 2023 ONWARDS.

DESIGNED FOR:

- CONCERTS • MUSIC FESTIVALS • FASHION PARADES • EXHIBITIONS • MARKETS • STREET FAIRS • PARADES
- COMEDY SHOWS • FOOD AND WINE EVENTS

This Information Guide sets out the various OneMusic licence schemes for the use of APRA Works, PPCA Sound Recordings and Music Videos at all events (other than sporting events).

Why do I need a OneMusic licence?

1 Respect: Promoters are a vital part of the music ecosystem, and obtaining a licence shows your organisation respects and supports songwriters and recording artists, creators of Australian culture.

2 Permission: If you use music that is protected by copyright within your business, Commonwealth legislation requires permission (a licence) from the creators of that music. You can read independent legal information at copyright.org.au.

3 The big one: Obviously, you need music for a concert, festival or other music event. But for other events such as a market, you benefit by using our music: keeping your patrons entertained, engaged and creating a better atmosphere.

OneMusic event licences simplify the process of gaining the required permission to use music controlled by APRA and PPCA. Without these licences you would, for example, need to deal directly with each of the composers, songwriters, music publishers, recording artists and record labels who own the rights in each of the songs/tracks you wish to use at your event.

Where does the money go?

OneMusic distributes the fees it collects to APRA and PPCA as royalties. After the deduction of administration costs, APRA and PPCA pay those royalties to their members, licensors and affiliates. Under OneMusic, APRA AMCOS and PPCA maintain their own distribution practices and policies, and these are available online.

For most events, APRA pays royalties directly to the musical works that you play at your event, as reported by you in your Music Use Report (see below for more details). Where we do not ask for the details of works used the royalties are generally added to APRA's Live Performance pool which is taken from reporting provided by APRA's members and affiliates.

For some events, APRA and PPCA will continue to work with promoters implement music recognition technology to capture what tracks are being played at selected events. This data is used by both organisations to make more accurate payments to their members and licensors.

Supporting Music Creators

Last year the bodies behind OneMusic paid royalties to more than 1.4 million songs, and more than 50,000 local songwriters and recording artists.

Let's be honest: music creators have earned this money. They've earned it through the hard work it took to reach the stage of being a professional songwriter or recording artist and they've also earned it by putting thousands of hours into creating a product that businesses want to use.

What music can I use?

OneMusic licences cover you for performances of all of our music, which includes the vast majority of commercially released musical works and recordings of those works from around the world. For each of the event licences set out below, this also includes the rights to use official music videos of those songs.

Importantly, our event licences do not permit the use of our music:

- at any event created for the primary purpose of **supporting a political party or political movement**. For this type of use, you will need prior permission from all the music creators directly; or
- at your event if that music is used in a **Dramatic Context**.

Dramatic Context means when the musical piece is used in conjunction with a presentation on the live stage that has a storyline and one or more narrators or characters, or is presented as a ballet. Biographical or tribute type performances that tell the story of an artist's life will commonly be deemed to have a storyline and, therefore, be considered Dramatic Context. Please refer to our [DRAMATIC CONTEXT](#) information page for more information.

When do I need cover for the use of PPCA Sound Recordings?

If you use any music recordings at your event, then it is likely you will need to include coverage in your licence for PPCA Sound Recordings. A OneMusic licence will cover you for the use of all recordings in PPCA's repertoire at your event.

PPCA's Sound Recordings may be used, for instance, by DJs, producers and other live artists, including as an element of a live performance like a backing track. Also, performers may use PPCA Sound Recordings by playing them as an accompaniment to live performances on stage or by including remixes or samples in their performance. PPCA's Sound Recordings may also be used if you play recorded music from a CD or a music streaming service.

Even if an artist is using their own recordings, it is often the case that the right to publicly perform those recordings is held by the artist's record label (and represented by PPCA for this purpose) and so a licence may still be required.

Of course, instead of a OneMusic licence for PPCA Sound Recordings, you also have the option of seeking permission to use recordings used at your event directly from each of the copyright owners of those recordings (for instance, the artist if they own the rights, or the record label). More information on how direct licences for events work can be found on page 18.

In each of the OneMusic event licences, the rates for APRA Works and PPCA Sound Recordings and Music Videos are charged separately. This means that, if you are using APRA Works at your event but not sound recordings or music videos represented by PPCA, you will only need to pay a licence fee for APRA Works. Similarly, if you are using PPCA's sound recordings and/or music videos at your event but not musical works represented by APRA, you will only need to pay a licence fee for the PPCA Sound Recordings and/or Music Videos you use.

What licence do I need for my event?

OneMusic offers 4 different types of event licences to ensure that your event is appropriately licensed at the appropriate rates. [Find out which event licence you need HERE](#).

Our 4 event licence types covered by this Information Guide are:

1. Ticketed Music Events – Page 3
2. Eligible Temporary Music Events – Page 11
3. Ticketed Special Purpose Performances – Page 13
4. General Entertainment Events and Free Music Events – Page 16

Information regarding licensing of Sporting Events is available [HERE](#).

In **Section 7** we have included a number of examples showing how each licence type may be applied in practice.

How to apply for a licence for my event?

In order to apply for a licence for your event, you can fill in an [event enquiry form](#) or email us at events@onemusic.com.au with the details of your event and we will send you the relevant licence agreement for your event type.

You will then need to complete the licence agreement and return to us by email to events@onemusic.com.au as soon as possible prior to your event.

1. Ticketed Music Events

A *Ticketed Music Event* licence will cover any ticketed music event, tour, festival or concert where a compulsory fee is charged for entry. It does not apply to events that would otherwise be covered under the licences for *Eligible Temporary Music Events* (See **section 2**), *Ticketed Special Purpose Performances* (See **section 3**) or *General Entertainment Events and Free Music Events* (See **section 4**).

This licence can be taken out for a single performance on a single night, a multi-act performance over multiple days or a series of performances over time, such as a tour.

In order to assist in the transition to the OneMusic *Ticketed Music Event* licence, a temporary discount of 75% will be applied to the otherwise payable licence fees for PPCA Sound Recordings for all *Ticketed Music Events* taking place **between 1 January 2023 and 31 December 2023**. This includes Licence Fees calculated using the Standard Rates or the Pro Rated Rates below.

Standard Rates

The standard rates applicable to each separately ticketed performance of a Ticketed Music Event are as follows:

APRA Works	PPCA Sound Recordings and Music Videos						
	Recorded Music Category	Average Ticket Price					
		<\$50	\$50 - <\$70	\$70 - <\$100	\$100- <\$130	\$130- <\$177	\$178+
2.2% of Net Box Office Receipts	Gold	\$0.75	\$1.30	\$1.85	\$2.55	\$3.40	\$3.92
	Silver	\$0.45	\$0.80	\$1.10	\$1.55	\$2.05	\$2.35
	Bronze	\$0.25	\$0.45	\$0.65	\$0.90	\$1.20	\$1.35
	Base	\$0.25					
	Changeover	\$0.0351					
	Subject to a Minimum Fee of \$82.50 per event						

PLUS IF REQUIRED

To help assess what **Recorded Music Category** would likely apply to your event, please see the **flow chart** on page 19 and definitions on page 4 below.

A fee estimation calculator is available [HERE](#) to provide you with an indication of what the total Licence Fees may be for your *Ticketed Music Event* under these Standard Rates.

Pro Rated Rates

Under OneMusic’s *Ticketed Music Event* licence, you may prefer to take advantage of the **Pro Rated Rates** for your entire event or for part of your event where there are multiple stages or multiple days.

Under the Pro Rated Rates, the rate that applies in respect of PPCA Sound Recordings and Music Videos is pro-rated by the percentage of songs that include sound recordings played on the relevant stage divided by the total number of songs played on that stage (this is the “**Pro Rata Adjustment**”).

The Pro Rated Rates applicable to each stage separately ticketed performance of a *Ticketed Music Event* are as follows:

PPCA Sound Recordings and Music Videos (per Attendee)						
Gold, Silver or Bronze	Average Ticket Price					
	<\$50	\$50-<\$70	\$70-<\$100	\$100-<\$130	\$130-<\$178	\$178+
Pro Rated Rates	\$0.75 x Pro Rata Adjustment	\$1.30 x Pro Rata Adjustment	\$1.85 x Pro Rata Adjustment	\$2.55 x Pro Rata Adjustment	\$3.40 x Pro Rata Adjustment	\$3.92 x Pro Rata Adjustment
Subject to a minimum fee of the greater of (a) \$82.50 per event and (b) \$0.0351 per Attendee						

Please note that Pro Rated Rates are only available where your event falls into the Recorded Music Category of *Gold, Silver or Bronze*.

If you want the Licence Fees for any part of your *Ticketed Music Event* to be based on the above Pro Rated Rates, then you will need to notify OneMusic of that in your **Sound Recording Usage Report**.

Recorded Music Categories

The relevant Recorded Music Category for an event (or a stage at an event) applies where recorded music performed at that event (or on that stage) fulfills the relevant characteristics as set out below. See also Section 7 for some further information on how to determine the relevant Recorded Music Category for your event or stage.

Gold	<p>Applies to a stage at each separately ticketed performance of Your Event where;</p> <ul style="list-style-type: none"> the Headline Act for that stage uses PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within that Headline Act’s set; and either: <ul style="list-style-type: none"> + there are no acts supporting that Headline Act; or + there is one (1) or more support acts performing on that stage and all of those support acts use PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within each of those support act’s sets.
Silver	<p>Applies to a stage at each separately ticketed performance of Your Event where:</p> <ul style="list-style-type: none"> the Headline Act uses PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within that Headline Act’s set; and either: <ul style="list-style-type: none"> + there is one (1) support act on stage and that act does not use PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs; or + there is more than one (1) support act on that stage and at least one, but not all use PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within each of those support act’s set.

Bronze	<p>Applies to each stage at each separately ticketed performance of Your Event where either:</p> <ul style="list-style-type: none"> the Headline Act either: <ul style="list-style-type: none"> does not use PPCA Sound Recordings; or uses PPCA Sound Recordings as a Performance Feature in fewer than six (6) individual songs within that Headline Act’s set; and there is one (1) or more support acts on that stage and at least one support act performing on that stage uses PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within that support act’s set; <p>or</p> <ul style="list-style-type: none"> the Headline Act uses PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within that Headline Act’s set; and there is one (1) or more support acts performing on that stage and all of those support acts use PPCA Sound Recordings as a Performance Feature in fewer than six (6) individual songs within each of those support act’s sets.
Base	<p>Applies to each stage at each separately ticketed performance of Your Event where the only use of PPCA Sound Recordings is:</p> <ul style="list-style-type: none"> as recorded music played between acts by an Unbilled DJ; as Production Elements; and/or as a Performance Feature, provided the <i>Gold</i> or <i>Silver</i> or <i>Bronze</i> categories do not apply. <p>Fees for Base do not apply in circumstances where <i>Gold</i>, <i>Silver</i> or <i>Bronze</i> otherwise applies to that stage.</p>
Changeover Music	<p>Applies to each stage at each separately ticketed performance of Your Event where the only use of PPCA Sound Recordings is as recorded music played before, after or between acts, with no live presence on stage. Fees for Changeover Music do not apply in circumstances where a <i>Gold</i>, <i>Silver</i>, <i>Bronze</i> or <i>Base</i> Recorded Music Category otherwise applies to that stage.</p>

Definitions

Headline Act means the performer on a stage:

- with the sole or most prominent billing for that stage; or
- where there are multiple prominent acts (including co-headline acts), the performer paid the highest fee for that performance.

Performance Feature means the use of PPCA Sound Recordings as a primary or essential source of music in a live performance. A Performance Feature does not include the use of PPCA Sound Recordings when they are used solely as Production Elements.

Production Elements means any PPCA Sound Recordings used intermittently or incidentally as short production elements to accompany or augment an unrecorded source of music.

Unbilled DJ means a DJ that is playing live and on-stage for the purpose of changeover between other acts, but whose name does not appear in any marketing material for that event, including a ‘line up’ list. For clarity, this includes DJ who are named simply for the purposes of publishing performance times for that DJ at that event).

Examples

The following are some examples of performances where the use of PPCA Sound Recordings may be considered a **Performance Feature**:

- Where PPCA Sound Recordings are used in a DJ set for a billed DJ; or
- Where PPCA Sound Recordings are used by a live electronic music producer where no instruments are played; or
- Where PPCA Sound Recordings are used by a singer as backing music to a song performed on stage without a band or the live playing of instruments; or
- Where PPCA Sound Recordings are used to provide one of the vocals in a duet that is otherwise performed live; or
- Where PPCA Sound Recordings are used as a substantial or key recorded vocal or musical accompaniment to an unrecorded source of music and the recording is commercially available in the same form.

The following are some examples of performances where the use of PPCA Sound Recordings may be considered a **Production Element** and, therefore, not a Performance Feature:

- Where PPCA Sound Recordings are used intermittently or incidentally as stems and loops;
- Where PPCA Sound Recordings are used intermittently or incidentally as backing tracks that
- provide rhythmic accompaniments, additional instrumentation (strings, brass) or accompanying backing vocals;
- Where PPCA Sound Recordings are used intermittently or incidentally and as an accompaniment or augmentation of the performance in a manner where it is unlikely that a member of the audience would know such a recording is being used.

Reporting

Once you have entered into a licence with OneMusic for your *Ticketed Music Event*, you are required to provide an **Event Statement** and a **Music Use Report** within 30 days of the last performance of that event.

Details as to the type of information we require in an Event Statement (including a Sound Recording Usage Report and if relevant, a Direct Licence Report) and a Music Use Report are set out in the table below.

Importantly, if we do not receive your Event Statement within 45 days of the last performance of your *Ticketed Music Event*, OneMusic will estimate your Licence Fees based on our **Fee Estimate Criteria** and issue an invoice to you for **Provisional Fees** for your *Ticketed Music Event*. If we do not receive a valid Event Statement for your event 14 days after the date of the Provisional Fees invoice, those Provisional Fees will be the final amount immediately payable for your *Ticketed Music Event*.

Event Statement

The **Event Statement** will need to include each separately ticketed performance of Your Event:

- the dates and venues for each performance;
- the Net Box Office Receipts received for each performance, including valid and verifiable ticket sales reports;
- the type and dollar amount of any Allowable Deductions to be claimed against the Net Box Office Receipts, including verifiable information validating those claims;
- total Attendees to each performance;
- total number of tickets issued for the performance;
- total number of tickets sold to each performance (i.e. not including complimentary tickets);
- where PPCA Sound Recordings were Performed in Public at that performance and a Direct Licence was in place for any Sound Recordings used in that performance, a **Direct Licence Report** (see Section 5 for more information) and
- where PPCA Sound Recordings were Performed in Public at that performance, a **Sound Recording Usage Report** for each day of that performance and, where the performance included more than one stage;
 - + the number of stages at that performance;
 - + the capacity of each stage as a percentage of total capacity of all stages; and
 - + a **Sound Recording Usage Report** for each stage for each day of that performance.

Sound Recording Usage Report

The **Sound Recording Usage Report** must be in a form reasonably required by Us and contain for each stage and each day of each separately ticketed performance of Your Event:

- the name of the Headline Act for that stage for that day;
- the names of any and all support acts performing on that stage on that day;
- a declaration as to the appropriate Recorded Music Category for that stage on that day; and
- if required, notification to Us that the PPCA Sound Recording fees applicable to that stage for that day are to be calculated by Us using the Pro Rated Rates, which must include the following information:
 - + the total number of songs played on that stage on that day; and
 - + the number of songs that used Sound Recordings that were played on that stage on that day.

Music Use Report

Music Use Report means a report in a form reasonably required by Us, setting out the following information in relation to the Works, Sound Recordings and/or Music Videos that are Performed in Public by each Live Artist Performer at each performance date for Your Event:

- the names of all Live Artist Performers at Your Event;
- the title of each Work (or Works in the case of medleys);
- the composer(s) of each Work performed;
- whether the performance includes a performance of a Sound Recording or Music Video; and
- where the performance includes a performance of a Sound Recording or Music Video:
 - + the recording artist of that Sound Recording or Music Video; and
 - + the label of that that Sound Recording or Music Video, if known.

Calculating Licence Fees for APRA Works

Licence Fees for APRA Works for Ticketed Music Events are calculated by multiplying 2.2% x the Net Box Office Receipts. Net Box Office Receipts does not include certain taxes or expenses which are listed as “Allowable Deductions” below:

<p>Net Box Office Receipts</p>	<p>means the total amount paid for admission to the event, less the Allowable Deductions that are listed below. Generally, these are provided to OneMusic by sending us a copy of your ticketing report from your ticket seller(s) and any other relevant details of online and physical ticket sales.</p>
<p>Allowable Deductions</p>	<p>The <i>Allowable Deductions</i> that are not included in Net Box Office Receipts total are:</p> <ul style="list-style-type: none"> • government taxes, duties and charges (including GST); • Third Party Booking Fees (which include booking fees which are charged by a third party unrelated to You or a third party which, while related to You, has set the booking fees in accordance with standard industry practice and collects them on an arm’s length basis); • third party credit card charges; • ticket package components such as camping or accommodation; parking; merchandise; artist meet and greets; and other non-music related uplifts as agreed; and • any amounts attributable to food and beverages in the ticket price up to a maximum of 40% of each relevant ticket price.

Calculating Licence Fees for PPCA Sound Recordings

The following table provides further detail as to how licence fees for PPCA Sound Recordings are calculated for Ticketed Music Events:

<p>PPCA Licence Fee calculations</p>	<p>The Licence Fees for the use of recorded music at your event are calculated using the tables above and are based on the information you provide at the end of your event in your Event Statement and Music Use Report.</p> <p>The applicable per Attendee rate for the use of recorded music for each stage at your Ticketed Music Event will depend upon a number of factors, including:</p> <ul style="list-style-type: none"> • what band of Average Ticket Price your Ticketed Music Event falls into; • what Recorded Music Category the stage falls into, which involves factors such as: <ul style="list-style-type: none"> + whether recordings are being used by a headline act or not; + whether support acts are using recordings or not; and + whether or not recordings are used to play music between acts. • Whether you wish to use the Standard Rates or the Pro-Rated Rates. <p>The Average Ticket Price for a <i>Ticketed Music Event</i> is the total amount paid for admission to each separately ticketed performance of the event divided by the number of tickets actually sold for that performance.</p> <p>Importantly, whether a performance (or performances) should be categorised under <i>Gold, Silver, Bronze</i> or <i>Base</i> Recorded Music Category is dependent upon whether the number of recordings used is significant (that is, more than 6 recordings) and an assessment of the type of usage (that is, are they used as a Performance Feature or simply as a Production Element?).</p> <p>While OneMusic will accept your declaration as to which Recorded Music Category you believe it applicable to your event in your Sound Recording Usage Report (see below), we may contact you for further information to enable us to verify which Recorded Music Category is the most appropriate (a Verification Request). OneMusic may only make a Verification Request within 14 days of receiving your Sound Recording Usage Report.</p> <p>The applicable per Attendee rate will apply to each person that attends each separately ticketed performance of the <i>Ticketed Music Event</i>, regardless of whether that ticket is for a single performance on one night or multiple performances over several days.</p>
<p>Multiple stage and/or multiple day events</p>	<p>While the per Attendee rate applies to each person that attends each separately ticketed performance of your <i>Ticketed Music Event</i>, each such performance may involve multiple stages and/or multiple days, with different Recorded Music Categories applicable to each stage or each day.</p> <p>In circumstances where there are multiple stages, you are able to declare a different Music Use Category to each separate stage (including Pro Rated Rates). The relevant per Attendee rate will then be applied to a percentage of total Attendees allocated to that stage, with that allocation based on the stage’s estimated capacity as a percentage of all stages at the event. For instance, at an event with 3 stages, the capacity allocation may be 50% for the largest main stage and 25% for each of the two smaller stages. The capacity of each stage (as a percentage of total capacity of all stages) is information that is required by OneMusic as part of your Event Statement.</p> <p>In circumstances where a separately ticketed performance of a <i>Ticketed Music Event</i> occurs over multiple days, you are able to declare a different <i>Music Use Category</i> for each stage and for each day. For these events, total Attendance is further allocated to each day of that event in equal proportion. For instance, 6,000 attendees to a 3-day event would equate to 2,000 attendees per day, regardless of the actual attendance on those days.</p>

Direct licensing of recordings

Instead of taking advantage of a OneMusic licence for the use of recordings, you may wish to seek a licence directly from the copyright owners (e.g. the artists themselves or the record label) for all or some of the recordings you intend to use at your *Ticketed Music Event* (**Direct Licence**).

If you do secure a Direct Licence, you will need to notify us of that licence by providing a **Direct Licence Report** within 30 days of the last performance of your *Ticketed Music Event*. This is so we can ensure the Licence Fees for your event are appropriately calculated. Any recordings used at your event that are notified to us via a Direct Licence Report **should not be factored** in when determining which Recorded Music Category applies to your *Ticketed Music Event*.

Again, if OneMusic requires further information regarding a Direct Licence, it will do so within 14 days of receiving the Direct Licence Report (**Verification Request**).

2. Eligible Temporary Music Events

An *Eligible Temporary Music Event* licence is limited to those ticketed music events that involve multiple acts and are held at venues or sites that are temporarily constructed specifically for the purpose of that event.

Events that are eligible for the *Eligible Temporary Music Event* licence must **satisfy the following criteria:**

- it must be no shorter than **8 hours in advertised duration** and include at least **6 different advertised acts**;
- it must be held at a place requiring **temporary infrastructure** to be constructed specifically for the purposes of the event, including as a minimum:
 - + the construction of performance areas / stages;
 - + the presence of temporary perimeter fencing or controlled access by other temporary means;
 - + the provision of toilet facilities and a clean water supply; and
- that the staging of the event and all associated advertising is **not dependent on any one or two advertised acts**.

The *Eligible Temporary Music Event* licence does not apply to events that would otherwise be covered under the *Ticketed Music Events*, *Ticketed Special Purpose Performances*, *General Entertainment Events* or *Free Music Events* licences.

Importantly, if on receipt of your **Event Statement**, your event does not satisfy the criteria for an *Eligible Temporary Music Event*, OneMusic will discuss with you the options available for ensuring that your event is otherwise appropriately licensed.

This licence can be taken out for a single performance on a single night, a multi-act performance over multiple days or a series of performances over time, such as a tour.

Standard Rates

APRA Works	PPCA Sound Recordings and Music Videos							
	Recorded Music Category	Average Ticket Price						
		<\$50	\$50 - <\$70	\$70 - <\$100	\$100- <\$130	\$130- <\$177	\$178+	
1.65% of Net Box Office Receipts Subject to a Minimum Fee of \$82.50 per event	PLUS IF REQUIRED	Gold	\$0.56	\$0.98	\$1.39	\$1.91	\$2.55	\$2.95
	Silver	\$0.34	\$0.60	\$0.83	\$1.16	\$1.54	\$1.76	
	Bronze	\$0.19	\$0.34	\$0.49	\$0.68	\$0.90	\$1.01	
	Base	\$0.19						
	Changeover	\$0.1366						
	Subject to a Minimum Fee of \$82.50 per event							

To help assess what **Recorded Music Category** would likely apply to your event, please see the flow chart on page 19 below.

A fee estimation calculator is available [HERE](#) to provide you with an indication of what the total Licence Fees may be for your *Eligible Temporary Music Event* under these Standard Rates.

Given the ongoing lower rates for the use of PPCA Sound Recordings at an *Eligible Temporary Music Event*, the temporary discount applicable to recordings used at *Ticketed Music Events* held during 2023 does not apply.

Pro Rated Rates

Under OneMusic’s *Eligible Temporary Music Event* licence, you may prefer to take advantage of the **Pro Rated Rates** for your entire event or for part of your event where there are multiple stages or multiple days.

Under the Pro Rated Rates, the rate that applies in respect of PPCA Sound Recordings is pro-rated by percentage of songs that include sound recordings played on the relevant stage divided by the total number of songs played on that stage (this is the “**Pro Rata Adjustment**”).

The Pro Rated Rates applicable to each stage separately ticketed performance of a *Eligible Temporary Music Event* are as follows:

PPCA Sound Recordings and Music Videos (per Attendee)						
Gold, Silver or Bronze	Average Ticket Price					
	<\$50	\$50-<\$70	\$70-<\$100	\$100-<\$130	\$130-<\$178	\$178+
Pro Rated Rates	\$0.56 x Pro Rata Adjustment	\$0.98 x Pro Rata Adjustment	\$1.39 x Pro Rata Adjustment	\$1.91 x Pro Rata Adjustment	\$2.55 x Pro Rata Adjustment	\$2.95 x Pro Rata Adjustment
Subject to a minimum fee of the greater of (a) \$82.50 per event and (b) \$0.0351 per Attendee						

Please note that Pro Rated Rates are only available where your event falls into the Recorded Music Category of *Gold, Silver or Bronze*.

If you want the Licence Fees for any part of your *Eligible Temporary Music Event* to be based on the above Pro Rated Rates, then you will need to notify OneMusic of that in your Sound Recording Usage Report.

Recorded Music Use Categories

The *Music Use Categories* for *Eligible Temporary Music Events* have the same meanings as they do for *Ticketed Music Events* (see information on page 4 above).

Reporting

As with the *Ticketed Music Event* licence, once you have entered into a licence with OneMusic for your *Eligible Temporary Music Event*, you are required to provide an **Event Statement** and a **Music Use Report** within 30 days of the last performance of your *Eligible Temporary Music Event*. See the *Ticketed Music Event* in **Section 1** for more information.

Calculating Licence Fees for APRA Works

While the rates do differ for the licensing of APRA Works for an *Eligible Temporary Music Event* as they do for a *Ticketed Music Event*, the structure for calculating those fees follows the same process. See the *Ticketed Music Event* in **Section 1** for more information.

Calculating Licence Fees for PPCA Sound Recordings

While the rates do differ for the licensing of PPCA Sound Recordings for an *Eligible Temporary Music Event* as they do for a *Ticketed Music Event*, the structure for calculating those fees follows the same process, including with regard to how to determine the appropriate **Recorded Music Category** for your event (or part of your event).

Similarly, **multiple stage** and **multiple day** events are dealt with in the same way as they are under the *Ticketed Music Event* licence, as is **Direct Licensing**.

See the *Ticketed Music Event* in **Section 1** for more information.

3. Ticketed Special Purpose Performances

A *Ticketed Special Purpose Performance* licence will cover any ticketed performance where recorded and/or live music is used during the performance but is not the primary attraction or dominant feature of that performance. A *Ticketed Special Purpose Performance* includes performances where the primary attraction or dominant feature may be magic, spoken word, cabaret, circus, dance, variety or comedy.

It does not apply to events that would otherwise be covered under the *Ticketed Music Event*, *Eligible Temporary Music Events*, *General Entertainment Events* or *Free Music Events* licences.

This licence can be taken out for a single performance on a single night, a multi-act performance over multiple days or a series of performances over time, such as a tour.

Rates

The rates applicable to each (separately ticketed) *Ticketed Special Purpose Performance* are as follows:

APRA Works (per Attendee rate)						
Ticket Price						Minimum Fee
<\$50	\$50-<\$70	\$70-<\$100	\$100-<\$130	\$130-<\$178	\$178+	Subject to a minimum fee of the greater of: • \$82.50 for APRA Works; and • the aggregate of \$0.0351 per Attendee
\$0.25 x Works Adjustment	\$0.45 x Works Adjustment	\$0.65 x Works Adjustment	\$0.90 x Works Adjustment	\$1.20 x Works Adjustment	\$1.35 x Works Adjustment	

PLUS, IF REQUIRED

PPCA Sound Recordings and Music Videos (per Attendee rate)						
Ticket Price						Minimum Fee
<\$50	\$50-<\$70	\$70-<\$100	\$100-<\$130	\$130-<\$178	\$178+	Subject to a minimum fee of the greater of: • \$82.50 for APRA Works; and • the aggregate of \$0.0351 per Attendee
\$0.25 x Recording Adjustment	\$0.45 x Recording Adjustment	\$0.65 x Recording Adjustment	\$0.90 x Recording Adjustment	\$1.20 x Recording Adjustment	\$1.35 x Recording Adjustment	

Reporting

Once you have entered into a licence with OneMusic for your *Ticketed Special Purpose Performance*, you are required to provide an **Event Statement** and a **Music Use Report** within 30 days of the last performance of that event.

Event Statement	<p>The Event Statement must contain for each performance of Your Event the:</p> <ul style="list-style-type: none"> • dates and venues of each performance of your Event; • total Attendees (including complimentary ticket holders) to each performance of Your Event; • Ticket Price for each separately ticketed performance; • Total Event Duration; • Duration of each APRA Work performed at Your Event; and • Duration of each PPCA Sound Recording performed at Your Event, if relevant.
Music Use Report	<p>Music Use Report means a report setting out the following information in relation to the Works, Sound Recordings and/or Music Videos that are Performed in Public at each performance date for Your Event:</p> <ul style="list-style-type: none"> • the names of all Live Artist Performers at each performance, if any; ; • the title of each Work (or Works in the case of medleys); • the composer(s) of each Work performed; • whether the performance includes a performance of a Sound Recording or Music Video; and • where the performance includes a performance of a Sound Recording or Music Video: <ul style="list-style-type: none"> + the recording artist of that Sound Recording or Music Video; and + the label of that that Sound Recording or Music Video, if known.

Calculating Licence Fees

The following table provides further detail as to how licence fees for APRA Works and PPCA Sound Recordings are calculated for *Ticketed Special Purpose Performances*.

Attendees	The applicable per Attendee rate will apply to each person that attends each separately ticketed performance of the <i>Ticketed Special Purpose Performance</i> , regardless of whether that ticket is for a single performance on one night or multiple performances over several days.
Ticket Price	The Ticket Price for a <i>Ticketed Special Purpose Performance</i> is the retail price of the standard ticket for that event (excluding GST), with 'standard ticket' being the ticket obtained by the greatest number of Attendees. For example, if your event has 3 ticket tiers - \$40, \$60 and \$120 - and 60% of Attendees chose the \$60 tier, then your rates will fall into the \$0.45 per Attendee rate (\$50-<\$70 band)
Works Adjustment	When determining your Licence Fees for musical works (APRA Works), the per Attendee rate is adjusted by dividing the Duration of Music by the Total Event Duration . Duration of Music means the total time in minutes that music is played during the event, not including during interval or intermission, and Total Event Duration means the duration in minutes of the <i>Ticketed Special Purpose Performance</i> , excluding any intervals or intermissions. So, if your <i>Ticketed Special Purpose Performance</i> is 90 minutes long, but music is only played for 10 minutes, then your per Attendee rate will be reduced by 89% (subject to the minimum fee).

**Recording
Adjustment**

When determining your Licence Fees for recordings (PPCA Sound Recordings), the per Attendee rate is adjusted by dividing the **Duration of Sound Recording Use** by the **Total Event Duration**.

Duration of Sound Recording Use means the total time in minutes that music recordings are played during the event, not including during interval or intermission, and **Total Event Duration** means the duration in minutes of the *Ticketed Special Purpose Performance*, excluding any intervals or intermissions. So, if your *Ticketed Special Purpose Performance* is 90 minutes long, but music recordings are only played for 2 minutes, then your per Attendee rate will be reduced such that the minimum fee will apply.

Walk on / Walk off

Where music is selected and used specifically to draw an audience's attention to the stage at your *Ticketed Special Purpose Performance*, such as when the music forms part of the initial or final element of a show, that use should be considered part of the performance. In those circumstances, the music and recordings should be included in the calculations of **Duration of Music** and **Duration of Sound Recording Use** as it will **not be otherwise licensed** as general background music under any licence held by the venue.

4. General Entertainment Events and Free Music Events

A *General Entertainment Event and Free Music Event* licence will cover events that are either:

- general events, which are events where music is not the primary focus, and the music use is not integral to the event; and
- free music events, which are events where the primary focus of the event is the performance of music, but for which there is no entry free or charge to attend.

It does not apply to events that would otherwise be covered under the *Ticketed Music Event, Eligible Temporary Music Events or Ticketed Special Purpose Performance* licences.

This licence can be taken out for a single performance on a single night, a multi-act performance over multiple days or a series of performances over time, such as a tour.

Rates

The rates applicable for each individual area or stage at your *General Entertainment Event or Free Music Event* are as follows.

Background Music	APRA Works	PLUS, IF REQUIRED	PPCA Sound Recordings and Music Videos
Play OneMusic Australia's music and music videos as Background Music	\$0.0351 per day, per Attendee		\$0.0351 per day, per Attendee
	Subject to minimum fee of \$82.50		Subject to minimum fee of \$82.50
Plus, where relevant for each area:			
Featured Music	Expenditure on Live Artist Performers	APRA Works	PPCA Sound Recordings and Music Videos
Play OneMusic Australia's music and music videos as Featured Music	\$50,000 or less	\$0.1366 per day, per Attendee	\$0.1366 per day, per Attendee
	More than \$50,000	The greater of: (a) \$0.1366 per day, per Attendee; or (b) 2.2% of Expenditure on Live Artist Performers	\$0.1366 per day, per Attendee
		Subject to minimum fee of \$82.50	Subject to minimum fee of \$82.50

The Licence Fees for each separately ticketed *General Entertainment Event or Free Music Event* are calculated in accordance with the rates in the tables above, and are dependent upon whether you are using music as **Background Music** and/or **Featured Music**. For Featured Music, there is a further difference in rates in respect of APRA Works depending upon whether the **Expenditure on Live Artist Performers** is more or less than \$50,000.

If the *General Entertainment Event or Free Music Event* includes multiple stages or areas where music is performed, the applicable rate will be applied separately to each area and each day, with total Attendees for each separately ticketed performance of your event apportioned to each stage on the basis of that **area's share of the total capacity of all attendees** for each day of the event.

Reporting

Once you have entered into a licence with OneMusic for your *General Entertainment Event* or *Free Music Event*, you are required to provide an **Event Statement** and a **Music Use Report** within 30 days of the last performance of that event.

Event Statement	<p>The Event Statement must be in a form reasonably required by Us and contain Your Event:</p> <ul style="list-style-type: none"> the dates and venues for Your Event; total Attendees (including complimentary ticket holders) to each performance of Your Event; the number of Attendees to each stage or area of each day of Your Event; the applicable Music Use Category to each stage or area for each day at Your Event as relevant for APRA Works and PCCA Sound Recordings; if the Expenditure on Live Artist Performers is over \$50,000, the total Expenditure on Live Artist Performers playing at Your Event; where PCCA Sound Recordings were Performed in Public Your Event and a Direct Licence was in place for any Sound Recordings used in that performance, a Direct Licence Report (see section 5).
Music Use Report	<p>Music Use Report means a report setting out the following information in relation to the Works, Sound Recordings and/or Music Videos that are Performed in Public at each performance date for Your Event:</p> <ul style="list-style-type: none"> the names of all Live Artist Performers at each performance, if any; the title of each Work (or Works in the case of medleys); the composer(s) of each Work performed; whether the performance includes a performance of a Sound Recording or Music Video; and where the performance includes a performance of a Sound Recording or Music Video: <ul style="list-style-type: none"> + the recording artist of that Sound Recording or Music Video; and + the label of that Sound Recording or Music Video, if known.

Calculating Licence Fees

The following table provides further detail as to how licence fees for APRA Works and PCCA Sound Recordings are calculated for General Entertainment Events or Free Music Events:

Attendees	The rates set out in the table above apply to each person that attends each separately ticketed performance of the <i>General Entertainment Event</i> or <i>Free Music Event</i> , regardless of whether that ticket entitles the Attendee to a single performance on one night or multiple performances over several days.
Background Music	<i>Background Music</i> applies where APRA Works, PCCA Sound Recordings and/or Music Videos are not used as a prominent feature and/or characteristic part of the entertainment of the event or otherwise advertised to the general public as forming part of the entertainment of the event. This is incidental music where the music is not intended to be a focal point and is not performed by a Live Artist Performer.
Featured Music	<i>Featured Music</i> applies where APRA Works, PCCA Sound Recordings and/or Music Videos are given prominence or used as a feature of the event (or any part of the event) or as otherwise advertised to the general public as forming part of the entertainment for that event. Music is ‘featured’ when it is the focal point or is integral to the event.

Live Artist Performer	<i>Live Artist Performer</i> means any performer participating in the performance of music including featured or associated singers, DJs, dancers, models, producers and conductors.
Expenditure on Live Artist Performers	<i>Expenditure on Live Artist Performers</i> means all monies (excluding GST) and the monetary value of all benefits paid directly by the Licensee to the Live Artist Performer (or any agent, manager, assistant or associate of the Live Artist Performer), including all salaries, wages, profit shares, allowances & accommodation, travel & other expenses and any amounts paid to the Live Artist Performer.

5. Alternatives to OneMusic

If you want to perform music in public, you typically need permission and generally have to pay a licence fee. If you want access to the largest possible music collection, the OneMusic event licences provide the easiest and most cost effective way to access the world’s repertoire of music.

However, there are other options to a One Music licence, including licensing the performance directly with copyright owners or using music that is all outside the PPCA and APRA repertoires. For more information about dealing direct with APRA members and/ or PPCA licensors, please see [HERE](#).

Repertoire Adjustment for APRA Works

Under each of the OneMusic event licences, if you reasonably believe that certain musical works performed at your event are outside APRA’s repertoire or are subject to an opt out or license back, you can request that OneMusic review the licence fees payable in respect of APRA Works for your event and OneMusic will adjust the licence fees payable for you event based on the proportion of time that works not controlled by APRA (we call these “**Confirmed Non Repertoire Works**”) were performed at your event, as compared to all musical works performed.

In order to request a repertoire adjustment for APRA Works, within 30 days of your event, you will need to send OneMusic:

- your Music Use Report for your event (see “Reporting” sections for each licence type above);
- the individual durations of each and every Work performed at your event; and
- the names and durations of any Works and composer details that You reasonably believe are not APRA Works performed at that performance.

Once we have received the details above, OneMusic will adjust the licence fees otherwise payable for the use of APRA Works based on the proportion of time that Non Repertoire Works were performed at the performance as compared to all musical works performed at that performance.

Direct Licences for PPCA Sound Recordings

If you have obtained a direct licence from the relevant copyright holder(s) of certain sound recordings performed, a further licence is not required from OneMusic for those sound recordings.

For all event schemes, you are required to provide a **Direct Licence Report** within 30 days of the last performance of that event.

Direct Licence Report

A **Direct Licence Report** means a report containing for each Sound Recording or Music Video the subject of a Direct Licence for that performance:

- whether the Sound Recording was performed by a Live Artist Performer or as Changeover Music;
- If performed by a Live Artist Performer, the name of the Live Artist Performer that performed the Sound Recording;
- the title of each such Sound Recording;
- the recording artist of each such Sound Recording
- the entity from which each Direct Licence has been granted; and
- the contact details (email address) for each such entity.

On receipt of a Direct Licence Report, OneMusic will review and as relevant for each licence type, adjust the licence fees otherwise payable for the use of PCCA Sound Recordings at that event.

For all event types, a sound recording which is covered by a direct licence will not be included for the purpose of determining applicable licence fee for that event.

6. Complaints and Disputes

If you are not satisfied or have an issue with the manner or standard of your interactions with OneMusic Australia you can review our complaints procedure here and if you wish to proceed with a complaint you can send it to this address complaints@onemusic.com.au

If you do not agree with how we apply a licence to your business - you disagree about the licence agreement OneMusic Australia has asked you to enter into, our rates or how your licence fees have been calculated - you can:

- send details directly to us at disputes@onemusic.com.au or 16 Mountain Street, Ultimo, NSW 2007; or
- lodge it directly with our independent third party Alternative Dispute Resolution facilitator, [Resolution Pathways](#).

More information this process and how to lodge a dispute is available at complaints and dispute resolution on our website. If you want to know more about the differences between a “Complaint” and a “Dispute”, please see [complaints and dispute resolution](#) on our website.

7. Examples

The licence fees in these examples apply for the period 1 January 2023 and 31 December 2023 and all fees quoted are inclusive of GST.

The **Flaming Galahs** are a rock band playing three shows at Australia Stadium, they are supported by The Kookaburras. The total attendance for all 3 shows is 9000 people (including any complementary ticket holders). The average ticket price for each show is \$110 each which includes 10% GST and \$1 third party booking fee per ticket.

The Flaming Galahs are the Headline Act as they have the most prominent billing at this concert. They do not perform using any PPCA Sound Recordings during their set. The Kookaburras the single support act and they will perform using sound recordings to provide the primary source of music throughout their set of 10 songs (i.e. as a complete musical accompaniment to their vocals). Recorded Music is also performed as changeover music at between The Kookaburras' set and The Flaming Galahs.

The event is a *Ticketed Music Event* and the licence fees will be calculated as follows:

The Net Box Office Receipts for the event is 9000 tickets x \$99 (being \$110, less 10% GST and less \$1 booking fee = \$891,000

The Recorded Music Category is **Bronze** as the Headline Act (The Flaming Galahs) do not use PPCA Sound Recordings during their performance and there is one or more support act (The Kookaburras) who perform using PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within their set. Bronze also includes the use of PPCA Sound Recordings as Changeover Music.

Licence Fee for APRA Works = 2.2% x \$891,000 = \$19,602

Licence Fee for PPCA Sound Recordings = \$0.65 x 9000 = \$5,850

However, as the event is taking place between 1 January 2023 and 31 December 2023, a discount of 75% is applied to the Licence Fee for PPCA Sound Recordings = \$1,462.50

Total OneMusic Licence Fee is \$ 21,064.50, inclusive of GST (with the phase in discount for PPCA Sound Recordings applied)

Summer Eve Festival is an *Eligible Ticketed Music Event* which occurs over 3 days and has one stage.

There are 16,000 attendees and the Average Ticket Price for the festival is \$150 after all relevant Allowable Deductions are deducted.

The Kookaburras have the most prominent billing out of all performers on Day 1. At Summer Eve Festival, The Kookaburras will perform with a full live band. As the Festival site is so large, they may also use some incidental short production elements (such as a stem or loop of a drum beat) at this performance to add to the effect of the live band. There are 6 other live artist performances Day 1 (support acts). 2 of these support acts are DJs who will use PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within their set.

All of the Live Artist Performers on Day 2 are DJs playing PPCA Sound Recordings as Performance Feature in six (6) or more individual songs within their set.

Changeover Music is performed for between 10-30mins between each performance across all days of Summer Eve Festival and there is no live presence on stage during this time. On Day 3, there are no Live Artist Performers who use PPCA Sound Recordings in their performances and the **only** use of PPCA Sound Recordings at Day 3 is as Changeover Music.

The licence fees will be calculated as follows:

The Net Box Office Receipts for the event is 16,000 tickets x \$150 = \$ 2,400,000

For multi day events, the total number of attendees at the event are divided equally by the number of days that stage is operating during the event. The line-up of each day is reviewed separately to determine the relevant Recorded Music Category relevant for that day:

The Recorded Music Category for Day 1 is **Bronze**: The Kookaburras are the “Headline Act” for Day 1 of Summer Eve Festival and they will not use PPCA Sound Recordings as a Performance Feature during their performance. Changeover Music is included within the Bronze category.

The Recorded Music Category for Day 2 is **Gold** as all Live Artist Performers use PPCA Sound Recordings as a Performance Feature in six (6) or more individual songs within their set. Changeover Music is included within the Gold category.

The Recorded Music Category for Day 3 is **Changeover Music**.

Licence Fee for APRA Works = 1.65% x 2,400,000 = \$39,600.00

Licence Fee for PPCA Sound Recordings = \$19,127.77 (see table below)

Total OneMusic Licence Fee is \$58,727.77, inclusive of GST

Stage	Day	Music Use Category	Total Attendees	Attendees / number of days	Per Attendee Rate	Licence Fee
Main Stage	Day 1	Bronze	16,000	5,333	\$0.90	\$4,800.00
	Day 2	Gold		5,333	\$2.55	\$13,599.15
	Day 3	Changeover		5,334	\$0.1366	\$728.62
TOTAL			16,000	16,000		\$19,127.77

Graham: The Show is one-man comedy show by a comedian called Graham. The show runs for 80 minutes which includes a 10 minute intermission. During the performance, Graham performs 4 songs (each 3 minutes long) on the piano. Tickets to Graham: The Show are \$60 and there are 1250 attendees.

There are no PPCA Sound Recordings performed at Graham: The Show.

The event is a Ticketed Special Purpose Performance and requires the Licence Fee is calculated as follows:

Duration of Music Use at Graham: The Show is 4 songs x 3 minutes long = 12 minutes

Total Event Duration of Graham: The Show is 70 minutes as intermission is not included

The Works Adjustment is 12 minutes / 70 minutes = 17%.

Licence Fee for APRA Works is $\$0.45 \times 17\% \times 1250 = \95.63

No Licence Fee for PPCA Sound Recordings applies as PPCA Sound Recordings are not used during this performance of Graham: The Show.

Total OneMusic Licence Fee is \$95.63, inclusive of GST

Brewarrina Pink Ladies host a fashion parade four times per year which generally attracts 500 people each time. The Pink Ladies arrange for a DJ to play music to accompany the fashion parade while the models are on stage. The DJ is paid \$250 to perform.

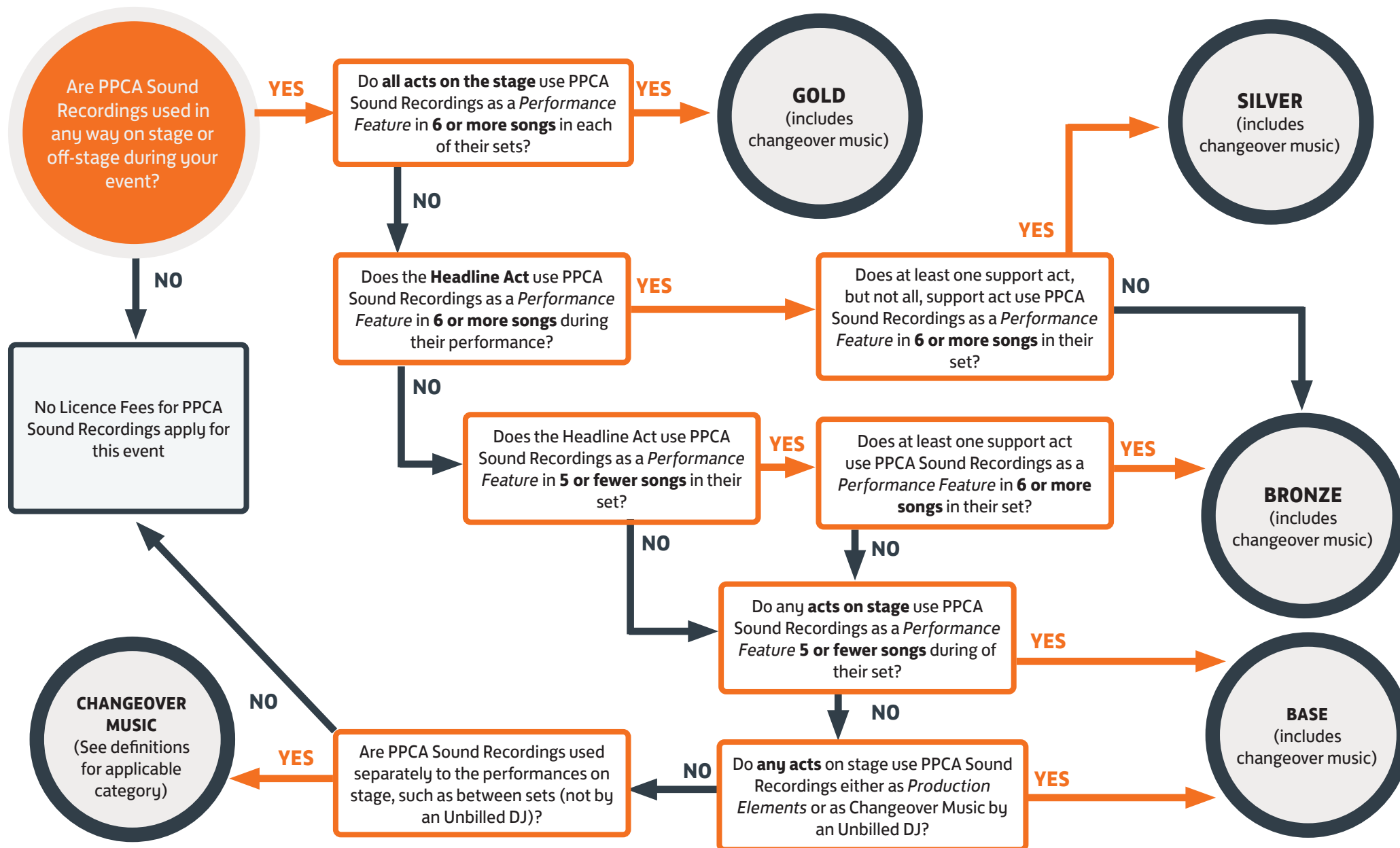
The event is a General Entertainment Event and requires a OneMusic licence for 'Featured Music'. The Licence Fee is calculated as follows:

500 people x 4 dates x Featured Music rate of \$0.1366 for APRA Works = \$273.20

500 people x 4 dates x Featured Music rate of \$0.1366 for PPCA Sound Recordings = \$273.20

Total OneMusic Licence Fee is \$546.40, inclusive of GST

TICKETED MUSIC EVENTS & ELIGIBLE TEMPORARY MUSIC EVENTS



Complete this flowchart separately for each stage at your Ticketed Music Event or Eligible Temporary Music Event (and if relevant, for each day)

