

~~COPYRIGHT BOARD~~ PROPOSED TARIFF

FILE: Public Performance of Musical Works

~~Statement of Royalties to Be Collected by SOCAN for the Public Performance or the Communication to the Public by Telecommunication, in Canada, of Musical or Dramatico-Musical Works~~

In accordance with

Filed with the Copyright Board by SOCAN on 2024-10-15 pursuant to subsection 68(4)67(1) of the Copyright Act, ~~the Copyright Board has certified and hereby publishes the~~

Proposed Tariff Title: SOCAN Tariff 19 – *Physical Exercises and Dance Instruction* ~~for the years 2013 to 2017. (2026-2028)~~

For the public performance of musical or dramatico-musical works ~~in respect of Tariff 19 (.~~

Effective Period: 2026-01-01 – 2028-12-31

SOCAN TARIFF 19 – *PHYSICAL EXERCISES AND DANCE INSTRUCTION (2026-2028)*

Proposed statement of royalties to be collected by the Society of Composers, Authors and Music Publishers of Canada (SOCAN) ~~for the public performance or the communication to the public by telecommunication, in Canada, of musical or dramatico-musical works in respect of Tariff 19 (*Physical Exercises and Dance Instruction*) for the years 2013 to 2017.~~

~~Ottawa, June 3, 2017~~

Gilles McDougall

~~Secretary General~~

~~56 Sparks Street, Suite 800~~

~~Ottawa, Ontario~~

~~K1A 0C9~~

~~613-952-8624 (telephone)~~

~~613-952-8630 (fax)~~

~~gilles.medougall@cb-cda.gc.ca (email)~~

~~TARIFF OF ROYALTIES TO BE COLLECTED BY THE SOCIETY OF COMPOSERS, AUTHORS AND MUSIC PUBLISHERS OF CANADA (SOCAN) in compensation for the right to perform performance in public or to communicate to the public by telecommunication, in Canada, of musical or dramatico-musical works forming part of its repertoire.~~

~~GENERAL PROVISIONS~~

~~All amounts payable under this tariff are exclusive of any federal, provincial or other governmental taxes or levies of any kind.~~

~~As used in this tariff, the terms “licence,” “licence to perform” and “licence to communicate to the public by telecommunication” mean a licence to perform in public or to communicate to the public by telecommunication or to authorize the performance in public or the communication to the public by telecommunication, as the context may require.~~

~~Except where otherwise specified, fees payable for any licence granted by SOCAN shall be due and payable upon grant of the licence. Any amount not received by the due date shall bear interest from that date until the date the amount is received. Interest shall be calculated daily, at a rate equal to one per cent above the Bank Rate effective on the last day of the previous month (as published by the Bank of Canada). Interest shall not compound.~~

~~Each licence shall subsist according to the terms set out therein. SOCAN shall have the right at any time to terminate a licence for breach of terms or conditions upon 30-day notice in writing.~~

~~Tariff No. 19~~

~~PHYSICAL EXERCISES AND DANCE INSTRUCTION~~

~~For a licence to perform~~

Royalties

For the performance, at any time and as often as desired in the years ~~2013~~2026 to ~~2017~~2028, of any or all of the works in SOCAN’s repertoire, in conjunction with physical exercises (dancercise, aerobics, body building and other similar activities) and dance instruction, the annual ~~fee~~royalty for each room in which performances take place is ~~\$2.14 for the years 2013 and 2014 and \$2.50 for the years 2015 to 2017,~~3.62 multiplied by the average number of participants per week in the room, with a minimum annual fee of ~~\$64 for the years 2013 and 2014 and \$74.72 for the years 2015 to 2017~~108.23.

Terms and Conditions

No later than January 31 of the year ~~covered by~~for which the ~~licence~~tariff applies, the ~~licensee~~user shall file with SOCAN a statement estimating the average number of participants per week for each room in which performances are expected to take place during the year, together with the payment of the estimated ~~fee~~royalties.

No later than January 31 of the following year, the ~~licensee~~user shall file with SOCAN a report setting out the actual average number of participants per week for each room in which performances took place during the year covered by the ~~licence~~tariff. Any monies owed shall then be paid to SOCAN; if the ~~fee~~royalties due ~~is~~are less than the amount paid, SOCAN shall credit the ~~licensee~~user with the amount of the overpayment.

SOCAN shall have the right to audit the ~~licensee~~user’s books and records, on reasonable notice and during normal business hours, to verify the statements rendered and the ~~fee~~royalties payable

by the ~~licensee~~user.

All amounts payable under this tariff are exclusive of any federal, provincial or other governmental taxes or levies of any kind.

Any amount not received by the due date shall bear interest from that date until the date the amount is received. Interest shall be calculated daily, at a rate equal to ~~one per cent~~1% above the Bank Rate effective on the last day of the previous month (as published by the Bank of Canada).
Interest shall not compound.