



# TARIFF 22.D.2

## Application for licence

Your account number
---------------------

BD

### Internet – User-Generated Content

In this form, *you, your* and *licensee* means the person or company applying for a licence. *We, our, us* and SOCAN means the Society of Composers, Authors and Music Publishers of Canada. *Works* means any or all of the musical works in SOCAN's repertoire.

If you are applying for a licence, SOCAN will process your application within 30 days of receipt and contact you in the event that your application is not approved.

This part of Tariff 22 sets the royalties to be paid for the communication to the public by telecommunication of works in SOCAN's repertoire in connection with the operation of a user-generated content service for the years 2007 to 2013.

Please contact us if you have other music uses, as these may be the subject of other SOCAN tariffs. For example, this part of the tariff does not apply to uses covered by other applicable tariffs, including (a) SOCAN tariffs for Online Music Services, i.e., Tariff 22.A as Certified by the Board for the years 1996 to 2010 and Tariff 22.A proposed by SOCAN for the years 2011 to 2013 (other than the transmission of music videos, which are covered by this Tariff); (b) Game sites, i.e., SOCAN Tariff 22.G as Certified by the Board for the years 1996 to 2006, and as proposed by SOCAN in various tariffs for the years 2007 to 2015; and (c) Online Audiovisual Services, i.e., SOCAN Tariff 22.D.1 as Certified by the Board for the years 2007-2013.

### Tell us about yourself

Licensee (Person or company applying for this licence)		Mailing address (if different from your company's street address)	
Licensee's street address			
City	Province and postal code	City	Province and postal code
Phone (    )	Fax (    )	Email address	Website (Name of the websites to which this licence applies)
Licensee's legal name		President/authorized signing officer of licensee	

### How to calculate your licence fee

See approved Tariff 22.D.2 for the calculation of the licence fees due.

Fee payable	\$
Add 5% GST (AB, MB, NT, NU, PEI, QC, SK, YT)	\$
Add 9.975% QST (QC)	\$
Add 13% HST (ON, NB, NF), 12% (BC), 15% (NS)	\$
<b>Total payment</b>	<b>\$</b>

## **TARIFF 22.D.2**

### **Calculation of Fees**

The royalty payable to SOCAN for the communication of audiovisual programs, including but not limited to music videos, by a user-generated content service shall be as follows: 1.7% for the years 2007-2010, and 1.9% for the years 2011-2013, of the service's relevant revenues. A service with no revenue shall pay an annual fee of \$15.00.

### **Definitions**

**"online audiovisual service"** means a service that delivers streams or downloads of audiovisual work to end users

**"user-generated content"** means audiovisual content posted to a site by a person other than the operator of the site and available for free viewing by end users

**"user-generated content service"** means an online audiovisual service that transmits predominantly user-generated content

**"watch pages"** means pages designed for viewing audiovisual content, including viewing of embedded pages accessed from another site

**"site"** means a collection of pages accessible via a common root URL

**"relevant revenues"** means all revenues generated by all visits to watch pages on a site by end users having Canadian IP addresses, irrespective of whether the content that is subject to those visits contains any musical works or other audio content or any musical works in the repertoire of SOCAN including membership, subscription and other access fees advertising, product placement, promotion, sponsorship, net revenues from the sale of goods or services and commissions on third-party transactions, but excluding;

- (a) revenues generated from the transmission of pay content;
- (b) revenues that are already included in calculating royalties pursuant to another SOCAN tariff;
- (c) revenues generated by an Internet-based activity that is subject to another SOCAN tariff;
- (d) agency commissions;
- (e) the fair market value of any advertising production services provided by the user; and
- (f) network usage and other connectivity fees.

## Terms of this licence

The legal terms that govern your licence include those set out herein as well as the terms found in the approved tariff including the General Provisions, as approved by the Copyright Board for each year (collectively, the *tariff*). If you have any questions regarding the terms, please contact us at the address and numbers shown at the bottom of this page.

1. If the tariff for a year has not been approved by January 1st of that year, the last approved tariff will govern until the new version is approved, at which time adjustments will be made, if required.
2. A copy of any tariff may be obtained from SOCAN by calling **1.855.957.6226**.
3. The licence fee, plus applicable taxes, will be calculated in accordance with the terms of this licence based on the information set out in the most recently filed report form or audit form, subject to adjustment to reflect any updated reports or audits pursuant to the tariff.
4. You will keep records of all information required to calculate the licence fees.
5. Licence fees and report form are due no later than 20 days after the end of each calendar month.

## Your signature

By signing below, you agree that:

- you have read, understood, and accept the terms of this licence
- all information you have provided is correct and complete
- you have authority to bind the licensee.

Your name (please print)	Your title (please print)
Today's date (please print in full)	Your signature

**We are committed to handling your personal information responsibly. For more information about SOCAN's Privacy Policy, please visit [www.socan.ca](http://www.socan.ca).**

After you have read, completed, and signed this form, please send it with your cheque to:

**SOCAN**  
41 Valleybrook Drive  
Toronto, ON M3B 2S6  
**www.socan.ca**

**Toll-free** 1.866.944.6210  
**Fax** 514.844.4560  
**licence@socan.ca**

*Music means business*

GST/HST #R101077931  
QST #1010390466