

## Copying and Communication of Musical Material Guidelines

**Copying and communication of musical material outside the Licence Agreement could lead to copyright infringement action.**

On 3 June 2005 Australian Catholic University entered into a Music Licence agreement with the following music societies:

- Australasian Mechanical Copyright Owners Society (AMCOS)
- Australian Performing Rights Association (APRA)
- Australasian Record Industry Association (ARIA)
- Phonographic Performance Company of Australia (PPCA)

The Music Licence applies to a range of activities, including music-on-hold, music performances at University events (as defined in the Music Licence) and communication of sound recordings for the educational purposes of the University.

### What does the Music Licence Agreement cover?

The Music Licence agreement provides for the University to:

- (a) make audio recordings of AMCOS works and ARIA sound recordings in any format for the educational purposes of the University provided the audio recordings are:
  - intended to be played at a University Event;
  - of a University Event; or
  - provided to Students and Staff for analysis by students and/or staff as part of a course of instruction or any other classroom related and based activities;
- (b) make video recordings of AMCOS Works and ARIA sound recordings in any format for the educational purposes of the University provided the video recordings are:
  - of a University Event; or
  - made by the students and/or staff as part of a course of instruction and are only played at a University Event;
- (c) authorise students or staff of the University to make video recordings of AMCOS works and ARIA sound recordings performed at University events in any format for their own private and domestic purposes;
- (d) synchronise AMCOS works and ARIA sound recordings with audio or video recordings made for the educational purposes of the University;
- (e) use APRA works and PPCA sound recordings for music on hold;
- (f) perform in public APRA works and PPCA sound recordings for the educational purposes of the University and at University events;
- (g) perform in public APRA works and PPCA sound recordings for the benefit of employees in the workplace.

## Limitations to the Licence

The Licence is for educational and research purposes only and does **NOT** permit:

- (a) reproduction, downloading or forwarding of a musical work or sound recording via the internet or email;
- (b) broadcasting any musical work or sound recording;
- (c) copying from other than legitimate sources (eg CDs);
- (d) copying or performing music which is not in the repertoires of the music societies and publishers that are party to the Licence Agreement;
- (e) music performances for which an entry fee is charged;
- (f) copying of musical scores – restricted to 10% of the score under Part VB of the Copyright Act;
- (g) reproduction of cinematographic film;
- (h) video recording of a performance of a Grand Right Works (eg a ballet, an opera or a musical) or excerpts of those works.

## Labelling Requirements

All copies of music made under the terms of the Licence Agreement **MUST** display the following notice:

This recording has been made by Australian Catholic University under the express terms of an educational licence between it, AMCOS and ARIA and may only be used as authorised by Australian Catholic University pursuant to the terms of that licence.

All copies must also contain the following information:

- 1) the title of each musical work;
- 2) the name of each composer, lyricist and arranger of the musical work; and
- 3) if the recording contains an ARIA sound recording, the artist/group name and the record company label.

Video and audio recordings made in accordance with the Licence Agreement may be made available on the intranet **provided that** the recordings are accessible only to students and staff and are username and password protected. These recordings (or file headings) must also contain the notice above.

**NOTE:** The following sound recordings are expressly excluded from the Licence Agreement:

- AC/DC
- EMI Music owned or controlled sound recordings by –
  - the Beatles (and solo members)
  - Queen (and solo members)
  - Rolling Stones (and solo members).

A copy of the Licence Agreement, including lists of publishers, ARIA licensors and labels, and PPCA licensors and labels, is available on request.

For further information, consult the University Copyright Officer, [copyright.officer@acu.edu.au](mailto:copyright.officer@acu.edu.au).

John Cameron Executive Director, University Services

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