

## SPORTS EVENTS

Licensing Enquires [licensing@cott.org.tt](mailto:licensing@cott.org.tt) | [www.cott.org.tt](http://www.cott.org.tt)



### PUBLIC PERFORMANCE OF MUSIC DURING SPORTING EVENTS and SIMILAR ACTIVITIES

Historically certain songs have been associated with a particular sporting event. Some sports teams maintain traditions centered around particular pieces of music. Music can be used to build the energy of both the team and its supporters.

A COTT licence ensures that you can legally use our extensive repertoire of local, regional, and international music to build momentum during the game. By obtaining our licence you are ensuring that the creators behind the music you use are compensated.

Our licence covers both the Copyright [CR] in the musical works the Neighbouring Rights [NR] in the sound recordings.

REGISTERED OFFICE:  
BRANCHES:

139 - 141 Abercromby Street, Port of Spain  
15B Carib Street, San Fernando  
19 Dutch Fort, Lal's Building, Scarborough, Tobago

PHONE: 624 - COTT (2688)  
PHONE: 657 - COTT (2688)  
PHONE: 635 - COTT (2688)

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### SCOPE AND APPLICABILITY OF TARIFF

This tariff applies to public performances of music within COTT's repertoire during and in connection with sports events at

- sports grounds (such as football and cricket grounds)
- racetracks and stadia (such as athletics stadia, boxing and wrestling rings, motor, and horse racing tracks)
- other sporting and similar open-air events.

**Excluded from this tariff are performances of music at concerts and similar type events held at sports grounds and stadia.**

### HOW MUCH WILL IT COST PER EVENT

The following rates apply to all Royalties falling due from **1<sup>st</sup> January 2023**

	CR	NR
<b>For performances of BACKGROUND Music</b> - used before the start or after the end of a match, or event; as spectators assemble before or disperse after the event or music used to build atmosphere prior to the start of the sporting activity		
For first 200 persons admitted per match, or event	1,200	960
thereafter each unit of 50 persons (or part thereof)	48.13	38.50

<b>For performances of FEATURED Music</b> - music which during the sporting activity is used to signify or celebrate key moments. It includes, but is not limited to, exits and entries of individual players, scoring of points or similar achievement; or the celebration of a particular stage / intermission in the play or proceedings. For the purposes of this tariff, featured music also includes performances by cheerleaders, dance troupes or similar.		
For first 100 persons admitted per match, or event	1,440.00	1,152.00
thereafter each unit of 25 persons (or part thereof)	57.75	46.20

CR

NR

TOTAL

WORKED EXAMPLE:

KPR Cricket Club is having its annual two-day Cricket tournament. Over the 2-day period it is expected that 11,500 persons will be admitted to the venue. Music will be played throughout the matches - before the start, during and at the end. During the intermission there will be live performances from local Artists.

Background Music					
First 200 persons admitted	1,200.00	960.00	12,077.38	9,661.00	21,738.38
Each unit of 50 persons thereafter	10,877.38	8,701.00			
Featured Music					
First 100 persons admitted	1,440.00	960.00	27,776.74	22,221.39	49,998.13
Each unit of 50 persons thereafter	26,336.74	21,069.39			
TOTAL Licence Fee			\$71,736.51		

### DEFINITIONS

**“Background music”** the public performance of recorded music from radios, CD players, televisions, mobile phones, tablets, and other devices where the music is used to create an atmosphere or ambience that is not a special feature of, or essential to, the main event or is not essential to the operation of a premises.

**“COTT’s repertoire”** all and any musical works (including words associated therewith) and sound recordings, in which the right of public performance, communication to the public and broadcast is controlled by COTT or by any of the societies in other countries that are COTT affiliated.

**“Copyright”** is a property right which subsists in literary and artistic works that are original intellectual creations.  
<http://ipo.gov.tt/types-of-ip/copyright/>

**“Featured Music”** means COTT’s repertoire whether it is performed live by performers in person or recorded through

mechanical or electrical devices, as a prominent feature as a part of an event or entertainment.

**“Mechanical / Electronic device”** includes radio, television compact disc players, tape players, record players, video/DVD players; satellite-, disk-, or internet-delivered background music services; satellite/cable streamed music services and jukeboxes.

**“Neighbouring Rights”** are similar to copyright. These rights exist in the public performance of a sound recording. Neighbouring rights are collected on behalf of performers and producers of sound recordings.

**“Person admitted”** for each event any spectator admitted to the premises, whether or not that person has paid a charge for admission.

**“Public Performance”**- music played outside the normal circle of friends and family that occurs in any public place. A public performance also occurs when music is transmitted to the public, via radio, TV broadcasts, digital service providers, and any other means.

### GENERAL TERMS AND CONDITIONS

- ❖ COTT reserves the right to make such variations to this tariff it considers appropriate where performance particulars have changed; including but not limited to the way in which the music is made accessible to the public.
- ❖ COTT is not bound to adhere to the rates quoted in this tariff in respect of any performances for which an application was not made in advance.
- ❖ Licensees under this tariff shall provide COTT with the actual particulars to enable us to calculate the royalty due. If the actual particulars are not known an estimated figure would be used to calculate the fees payable.
- ❖ Should the Licensee fail to provide actual particulars in accordance with COTT’s General Terms and Conditions, COTT reserves the right to make a reasonable estimate of the particulars and to invoice the Licensee accordingly.
- ❖ All information provided must be certified by an Auditor or in a manner acceptable to COTT.

### PERFORMANCE PARTICULARS

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This tariff requires the Licensee to report on the persons admitted to the event. The fee is calculated per event and is to be paid in advance.

### PAYMENT OF ROYALTIES

The Royalties due under this Tariff are payable on account immediately upon receipt of COTT's invoice. The sum invoiced is based on an estimate of the particulars required for calculating the royalty due in respect of the licence-year for which the invoice is issued, and any charge made under such invoice may be adjusted after the Licensee has furnished COTT with details of the actual the particulars.

Should the Licensee fail to pay any sum due and payable within 30 days of COTT's invoice, without prejudice to any other rights it may have, COTT reserves the right to charge the Licensee interest on the amount overdue calculated daily at the rate of 1.5 percent per annum above the base lending rate as per the Central Bank of Trinidad and Tobago.

All royalties payable under this tariff are exclusive of Value Added Tax or other governmental taxes or levies of any kind.

### ROYALTY ADJUSTMENT

COTT reserves the right to adjust the royalties payable under this tariff every year by the percentage (to the nearest whole percentage point) by which the Retail Prices Index published by the Central Statistical Office changed when compared with the figure for the previous year. Provided that: -

1. We provide You with reasonable notice (at least 1 month) of any such amendments; and
2. The changes so notified will only take effect at the commencement of the year following the year in which the amendment notice was received.