

## PUBLIC PERFORMANCE OF MUSIC IN VEHICLE PA SYSTEMS

Public address systems serve as a crucial means of disseminating information in rural areas. These vehicles are equipped with loud-speakers and often music is played in conjunction with the intended message.

A COTT licence ensures that you can legally use our extensive repertoire of music while communicating to your communities. 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 and 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)

## VEHICLE PA SYSTEMS

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

### SCOPE AND APPLICABILITY OF TARIFF

This tariff is applicable for the use of recorded music that is audible via public address systems carried in/on motor vehicles used for making announcements or in motorcades.

### HOW MUCH DOES IT COST ANNUALLY

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

	CR	NR
Annual Royalty rate per vehicle	331.38	270.00

### DEFINITIONS

**“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/>

**“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.

**“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.

**“Recorded music”** – COTT’s repertoire played via compact disc players, tape players, record players, video/DVD players, mobile phone, tablets, or any other similar devices.

## 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.

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## PERFORMANCE PARTICULARS

This tariff requires the licensee to report on the number of vehicles using PA systems. The fee is calculated per vehicle per annum and is to be paid in advance.

## PAYMENT OF ROYALTIES

The royalties due under this tariff are payable upon receipt of COTT's invoice. The invoice is based on an estimate of the particulars required for calculating the royalty due for the licence year or event. Any charge made under such an invoice may be adjusted after the Licensee has furnished COTT with the details of the actual particulars.

If the Licensee fails to pay any sum due and payable within 30 days of COTT's invoice, COTT reserves the right to charge interest on the overdue amount 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, without prejudice to any other rights COTT may have.

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 annually adjust the royalties payable under this tariff by the percentage (to the nearest whole percentage point) that the Retail Prices Index published by the Central Statistical Office has changed compared with to 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.