

FIREWORK DISPLAYS AND OUTDOOR LIGHT SHOWS



1. Scope of the tariff

1.1 Subject to paragraph 2, this tariff applies to **Qualifying Performances*** of *PRS for Music* repertoire immediately before, during and immediately following a Qualifying Light Display*.

2. Exclusions

2.1 This tariff does not apply to the performance of *PRS for Music* repertoire

2.1.1 At any outdoor **Light Display*** on or before 14th Aug 2022 ;

2.1.2 at any Light Display during which there is no **Qualifying Performance**;

2.1.3 at any outdoor Light Display at a **live music event***;

2.1.4 at a '**son et lumière**' production for which the music has been specially written;

2.1.5 by or on behalf of any independent traders such as bars, food outlets and fairgrounds at a Qualifying Light Display which performance shall be licensed under the applicable PRS for Music tariff and/or, in the case of a performance under 2.1.4, by the copyright owner.

3. Royalty rates

3.1 The royalty rates referred to in paragraphs 3.3 and 4 ("Standard Royalty") are effective from 15th August 2023 to 14th August 2024 .

3.2 All royalties will be charged at the Standard Royalty rate in force:

at the beginning of the Licence Year, or (where the Customer has obtained a Permit (single event)-Licence in respect of the Qualifying Light Display, on the date on which that event takes place. VAT will be applied.

3.3 Standard Royalty rates payable

The Standard Royalty charge per Qualifying Performance for the first 100 persons **Display Capacity*** is £14.72

and for each 100 persons **Display capacity** (or part thereof) thereafter is £14.72

Calculation Example: Display capacity 2,000 = 20 blocks of 100 x £14.72 = £294.40

Calculation Example: Display capacity 647 = 7 blocks of 100 x £14.72 = £103.04

4. Minimum Royalty

The minimum Standard royalty applicable per Qualifying Performance shall be the equivalent of the published rate of 100 capacity or part thereof (£14.72) when the licence is issued as a permit.

A minimum Standard royalty of £54.50 per year applies when any Qualifying Performance(s) form part of an annual licence

5. Higher Royalty

When the performance of music takes place before a *PRS for Music* licence is obtained, the higher royalty rate (calculated at 50% more than the Standard Royalty rate) is used for the first Qualifying Performance after the grant of the Licence or, where relevant, the issue of the Permit-Licence, as the case may be.

6. Inflation

6.1 Royalty rates and monetary values set out in this tariff will be adjusted by inflation on 1st August each year. We will use the Consumer Price Index (CPI (H) from the previous March, to set these adjustments (to the nearest whole %).

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7. Definitions

- 7.1 Customer** means any individual, company or other organisation requiring a licence to perform PRS for Music repertoire in public and/or communicate it to the public.
- 7.2 Display Capacity** means the maximum number of persons permitted under Fire Authority or similar regulations, or that which can reasonably be accommodated across the event site.
- 7.3 Licence Year** – a year of the customer's licence, beginning on the date on which the licence contract was entered into and on the anniversary of the date.
- 7.4 Light Display** means any fireworks or other outdoor light show.
- 7.5 Live Music Event** means a concert, recital DJ event or festival thereof or other live entertainment incorporating the live vocal or instrumental performance of a musical work and to which a Live Tariff is applicable.
- 7.6 Live Tariff** any tariff or licensing scheme from time to time applicable by *PRS for Music* to the licensing of Live Music Events;
- 7.7 Performance** – the performance in public and/or communication to the public of *PRS for Music* repertoire.
- 7.8 PRS for Music repertoire** - musical works (including any associated words) where the right of performance in and communication to the public is at the time of the Qualifying Display owned or controlled by PRS for Music or one of its affiliated societies.
- 7.9 Qualifying Performance** means a performance of the *PRS for Music* Repertoire by means of the playing of a sound recording, broadcast, film or other audio-visual work.
- 7.10 Qualifying Light Display** means any Light Display consisting of a Qualifying Performance PRS for Music repertoire during and/or in conjunction with the Display.
- 7.11 Son et Lumière** means an outdoor entertainment held at an historic building or site using recorded sound and lighting effects to tell the story of that building etc.

8. About the tariff

The Firework Displays and Outdoor Light Shows (F&L) tariff is operated by *PRS for Music*, a trading name of Performing Right Society Limited (company no. 134396) whose registered office is Goldings House, 2 Hays Lane, London, SE1 2HB. *PRS for Music* has developed the F&L tariff following consultation with Local Authorities and PRS for Music's customers.