COPYRIGHT ACT 2021

COPYRIGHT TRIBUNALS (PROCEDURE) REGULATIONS 2021

APPLICATION TO DECIDE EQUITABLE REMUNERATION UNDER SECTION 248(2)(*B*)(*II*)

To: The Secretary,   Case File No. _____

    Copyright Tribunals.

In the Matter of an Application under section 248(2)(b)(ii) of the Copyright Act 2021 by

_____

1.   I _____ of _____

(the "**Applicant**"), being —

*(*a*)   the *owner of the copyright in the sound recording / * the person entitled to bring an action for an infringing use of the recording of the protected performance described in paragraph 2;

*(*b*)   the person who communicates the *sound recording / *recording of the protected performance described in paragraph 2,

hereby apply to a Copyright Tribunal under section 248(2)(b)(ii) of the Copyright Act 2021 for an order deciding the amount that is equitable remuneration to _____, the *owner of the copyright in the sound recording / * the person entitled to bring an action for an infringing use of the recording of the protected performance described in paragraph 2, for communicating that recording by means of a digital transmission (but being a digital broadcast) that is not part of an interactive service.

2.   The *sound recording / *recording of a protected performance to which this Application relates is as follows:

(1)   Title of recording _____.

(2)   Description of recording _____.

(3)   Full name of the *owner(s) of the copyright in the recording / *person(s) entitled to bring an action for an infringing use of the recording of the protected performance _____.

(4)   Any other details _____.

3.   Details of communication of the *sound recording / *recording of a protected performance:
(1)   Full name of person communicating the recording _____.

(2)   Date on and place at which the recording is communicated _____.

(3)   Mode of and means by which the recording is communicated _____.

4.   The grounds of my Application are as follows:

   (All details which may be relevant to the Application should be set out in a logical order and in numbered paragraphs. Copies of correspondence, etc., should not be attached but relevant particulars of or extracts from the correspondence should be quoted)

5.   The Applicant's address for service is _____

_____.

6.   The Applicant's email address for service is _____.

Made this _____ day of _____ 20____.

_____
Filing date

_____
Signed *by/*on behalf of the Applicant.

(*Mr/*Mrs/*Miss) _____

Status of signatory if Application is signed on behalf of the Applicant.

_____

*Delete whichever is inapplicable.