

## COPYRIGHT ACT 2021

## COPYRIGHT TRIBUNALS (PROCEDURE) REGULATIONS 2021

**APPLICATION TO DECIDE EQUITABLE REMUNERATION UNDER SECTION  
246(2)(B)(II)(B)**

To: The Secretary,  
Copyright Tribunals.

Case File No. \_\_\_\_\_

In the Matter of an Application under section 246(2)(b)(ii)(B) of the Copyright Act 2021 by

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

hereby apply to a Copyright Tribunal under section 246(2)(b)(ii)(B) of the Copyright Act 2021 for an order determining 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 protected performance described in paragraph 2, for communicating the \* sound recording / \* recording of the protected performance.

2. The \* sound recording / \* recording of the 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) Date and place of first commercial publication of recording \_\_\_\_\_.
- (5) Mode of and means by which the recording was first commercially published \_\_\_\_\_.
- (6) 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.