

COPYRIGHT ACT 2021

COPYRIGHT TRIBUNALS (PROCEDURE) REGULATIONS 2021

**APPLICATION TO DECIDE EQUITABLE REMUNERATION UNDER SECTION
253(2)(C)(II)**

To: The Secretary,
Copyright Tribunals.

Case File No. _____

In the Matter of an Application under section 253(2)(c)(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 protected performance described in paragraph 2;
 - *(b) the maker of a copy of a *sound recording / *recording of a protected performance;
 - *(c) the maker of a live recording of a protected performance,
 hereby apply to a Copyright Tribunal under section 253(2)(c)(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 protected performance described in paragraph 2, for the making of *[a copy of] the recording for the sole purpose of broadcasting the recording.

2. The *sound recording / *recording of a protected performance /*live protected performance to which this Application relates is as follows:
 - (1) Title of *sound recording / *recording of protected performance / * live protected performance _____.
 - (2) Description of *sound recording / *recording of protected performance / * live protected performance _____.
 - *(3) Full name of performer or performers (if known) _____.
 - *(4) Full name of maker or makers of *sound recording / *recording of protected performance _____.
 - *(5) Status of maker or makers at the date of making of *sound recording / *recording of protected performance _____.
 - *(6) Date and place of making of *sound recording / *recording of protected performance _____.

*(7) Date and place of first publication of *sound recording / *recording of protected performance _____.

*I am the owner of the copyright in the *sound recording / * the person entitled to bring an action for an infringing use of the protected performance (*Give grounds for this statement*): _____.

3. Details of the *copy of the sound recording / * copy of the recording of the protected performance / *live recording of the protected performance to which this Application relates are as follows:

(1) Full name of maker or makers of *copy of sound recording / *copy of recording of protected performance / *live recording of protected performance _____.

(2) Date and place of making of *copy of sound recording / *copy of recording of protected performance / *live recording of protected performance _____.

*I am the maker of the *copy of the sound recording / *copy of the recording of the protected performance / *live recording of the protected performance (*Give grounds for this statement*): _____.

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.
