



NOTICE TO ALL BROADCASTERS AND OTHER COMMERCIAL USERS OF MUSIC SOUND RECORDINGS

In June 2002, President Mbeki signed into law amendments to the Copyright Act and the Performers' Protection Act. These amendments granted the owners of copyright in **music sound recordings** the exclusive right:

“to do or to authorise the doing of any of the following acts in the Republic...

- Broadcasting the sound recording.
- Causing the sound recording to be transmitted in a diffusion service, unless that service transmits a lawful broadcast, including the sound recording, and is operated by the original broadcaster.
- Communicating the sound recording to the public.”

Although owners and performers have been entitled to be paid by broadcasters and other users for the commercial use of their sound recordings since June 2002, there has been a long delay in implementing these rights by owners of sound recordings. The delay has been caused primarily by the delay in publishing regulations to govern collecting societies which implement and administer the right.

SAMPRA has been accredited by the Department of Trade and Industry's Companies and Intellectual Property Registration Office (CIPRO) as a registered collecting society that represents all members of RiSA – the *Recording Industry*

of South Africa. RiSA is the internationally recognized representative association of all South Africa's leading record companies and has more than 700 members who collectively comprise more than 95% of the South African music recording industry.

The purpose of this notice is to inform all broadcasters, and all other commercial businesses that use recorded music through any form of broadcasting or through a diffusion service or through communicating sound recordings to the public or to their customers, that they have been obliged in terms of this legislation to pay a royalty for all such usage to the owner of each such sound recording since June 2002 – and that SAMPRA has commenced issuing licences and collecting royalties on behalf of its members.

The copyright owner of the music sound recording, as defined in this legislation, is the person who invested in making the sound recording, being the record company or record label.

The copyright owner of the music sound recording has an exclusive right to receive a royalty but has an obligation to share the royalty with the performer whose performance/s is/are embodied in each sound recording.

In this way, investors in sound recordings will be remunerated for their investment and risk in creating new sound recordings that are used in the course of the third parties' commercial activities, while performers will be remunerated for their performance contributions to those recordings.

SAMPRA has begun to issue licences to users across a wide range of commercial activities.

SAMPRA has more than 30 published tariffs that are applicable to various categories of use. Details of the applicable tariffs are available on SAMPRA's

website (<http://www.sampira.org.za>) or can be obtained from SAMPRA's offices at Suite 1, 152 Bram Fischer Drive, Randburg.

Information and advice regarding your obligations and rights under the legislation can be obtained by telephoning, Ignatius Smit, SAMPRA's National Commercial Manager 011 789 5784 or Lubabalo, SAMPRA's Manager of Legal Affairs, during business hours on (011) 886-1342.

SAMPRA representatives have embarked on a national licensing programme and have been mandated to make contact with all users in all the relevant usage categories.

The trading names of record companies and labels that are members of RiSA and the copyright owners of the sound recordings which may not be broadcast, diffused or communicated to the public without payment of a licence fee are listed below. These record companies and labels own an estimated 95% of music sound recordings that have been played on South African radio stations since June 2002 and that are currently played by broadcasters. SAMPRA offers users a blanket license in respect of all repertoire owned by these record companies and labels, but is not able to license music sound recordings that are owned by non-members of RiSA. All these owners assert their copyright ownership on all sound carriers, accompanying artwork and packaging of all sound recordings released by them.

12 Inch Productions
 2 Way Music Production
 247 Records
 357 Entertainment
 3rd Sound Production
 50 Wayz Entertainment
 999 Music
 A Class Effort Music
 A K Music Entertainments
 Abaphumeleli Records
 ABK Entertainment

Ada Enu Publishing Online
 ADM Casting Lab
 Africa FTW Records
 African Cream Music
 African Dope Publishing
 African Dream Records
 African Marimba Entertainment
 Afrika Homebrew Entertainment
 Afrimusik Records
 Afritex Ngwenya Records
 Afro Soul Records

Afrolic Entertainment
 Afro-Sound Promotions
 AKA Records
 Aloemed Music Production
 Alpheus Music Productions
 Ama Groove Records
 Amabutho Records
 Amadodana Ase Phomolong
 Records
 Amadwala Records
 Amandla Ethu Music Productions
 Amangomane Music Promotions
 Amanxusa Music Productions
 Amashayina-Amahle-Music Records
 Amatshawe Records
 AMG Records
 Amorfous Music
 Amplitude Records International
 AMS Records
 Anneke de Villiers Records
 Ard Music
 Ariola Records
 Arista Records
 Art of Joy Records
 Ash Records
 Ashley Stone Records
 As-Shams Music
 Asterix Music
 A-Team Music Production
 Atlantic Records
 ATO Records
 AV Advertising / AVA Studios
 Azam Khan Recording Studios
 B J Music Productions
 B.A.M Records
 B.B.A Recordings
 B.E Records
 B.M.C Records
 Baby Blue Productions
 Back to Front Entertainment
 Backyard Traxx Production
 Bakstena Worx Production
 Baloyi Record Bar Enterprise
 Bambino Music Management
 Barapedi Ba Morena Productions
 Barking Bare Productions
 Barry and Bester Records
 Basia Music Productions
 Bathshua Community Focus
 Records
 Bazozwa Music Productions
 B-Base Productions
 BBM Music
 Beat Of Noise Productions
 Benecia Records
 Benixo Entertainment
 Berril van Amburg Records
 Bethu Records
 BFD Music Records
 Bhasabha Entertainment
 Big Bee Music Entertainment
 Big Dawg Productions
 Big Five Records
 Black Sounds Records
 Black Vision Records
 Blackies Music
 Blaqk Records and Entertainment
 BlazaBhu Rekordz
 Blos Music
 Blue Bird Records
 Blue Note Records
 BMG Heritage Records
 BNA Records
 Bokone Music
 Bonsai Entertainment
 Bonzo Music
 Book of Acts Records
 Boomerang Music
 Borza Entertainment
 Boss Music
 Boztor Productions
 Bra Moss Music
 Brainwave Projects 494 Records
 Brother Lungisa Music Productions
 Buddy Electro Music
 Bula Music
 ButtaBing Records
 C - Class Music Company
 C & M Records
 C K Records
 C Mayaba Music Production

Caiphus and the True Worshippers
 Records
 Camden Records
 Cammp Music Entertainment
 Capitol Records
 Catwalk Records
 Caveman Music
 CBS Records
 CCP Records
 CD-R Intenso SA
 Celestial Music Records
 Chaba sa Rantso Music Central
 Chain Records
 Chaka Chaka Promotions
 Champions Music Prduction
 Charles-Bongani Entertainment
 Chesanyama Production
 Chissa Records
 Chris Faya Productions
 Christ Worship House Records
 Christian Foundation Apostolic
 Church Records
 Chrysalis Records
 CK Music and Entertainment
 Clamber Club Records
 C-Lota Productions
 C-Max Records
 CMB Production
 Coded Records
 Coleske Artists Records
 Colin Records
 Collaboration Music
 Colossal Records
 Columbia Records
 Concert Camp Records
 Concord Records
 Condry Ziqubu Production
 Coolspot Records
 Creative Kingdom Records
 Creative Wavelab Music
 Cross iPhoyisa Produxionz
 C-Skelem Entertainment
 Cube Music
 Culture Spears
 Curb Records
 Cut 'n Editing Music Studio
 Da Most Records
 Dagecity Music Productions
 Dalom Music Distributors
 Dan's Music Production
 Dashmesh International S.A.
 Dasmus Records
 David Gresham Records
 Decca Records
 Deep 6 Records
 Def Jam Records
 Deiric Walsh Records
 Demor Music
 Deutsche Grammophon
 Deutsche Harmonia Mundi
 Diamond Entertainment in RSA
 Dig Easy Music
 Dirty Mzansi Records
 DNA Strings Records
 DNC Music
 Dojob Records
 Dotted Line Entertainment
 Double Gold Music
 Double Trouble Entertainment
 Douglas Music
 A M Ackermann Records
 Dream Builder Entertainment
 Dreamworks Records
 Drocnoc Music
 Dub's & Chiliza Music Productions
 Dumo Jam Entertainment
 DVE Music
 E R M Productions
 E.E.E. Entertainment
 Eastcrew Music Publishers
 ECM
 Eezyplay Records
 Egbonas Music
 E-Jam Records
 Elcsa CD Diakonia Aids Ministry
 Electromode Music
 Elektra
 Elfes & Simba Records
 El's Music Connexion
 Emerald Sky Records
 EMI
 Emvakomkhukhu Records

End-Times Music Production
Epic
Erato
ESP Records
EZ Music
Ezamandlondlo Records
Ezomdabu Records
F.G Music Productions
Faith Records
Fantasia Music Distribution
Feel Entertainment
Feestyd.co.za Records
Fenyi Entertainment
Fhumulani Records
Ficksburg Artist and Harmony
Fieldline Music Distribution
Fine Tunes Records
Fire Bluster Records
Five Fold Records
FJZ Music Productions
Flashlight Music
Flavad Records
FMGEE Records
Foursure Productions
Free Site Entertainment
Free Sound Records
Freeground Records
French Music Records
Fresh Music Records
Fruit Bearing Ministries
Funkytigers Entertainment
Fuza and Associates
G3 Records
Geffen
Genius Records
Gest Studios
Get Ahead Records
Get Real Youth in Mission
Ghetto Ruff
Ghost Fader Music
Giant Steps Records
Glaskas Records
GLM Entertainment
Global Music
Global Records
Go-Ahead Productions
Golden Pond Records
Golden Productions
Golden Vision Productions
Good Hope Records
Gosebo Music Production
Gospel Music Advancement
Gough Sound
Grasland Records
Grass Roots Studio
Grazioso Publ. & Distributors
GRC
Green House Records
GRM International
Grootboom Music
GRP
Guerrilla Warfare
Gumba Fire House
Hart Music
Heavy Music Production & Records
Heita Records
Herbron Ministries
High Time Music Enterprise
Highrise Music Production
Hlobi Music Productions
Hlokoa La Tsela Music
Hola Records
Honey Music Productions
HPM Records
IBM Music Productions
Ice Music SA
Idols SA
Igagasi Music Production's
Ilali Music Promotions
Image Records Music Company
Imbali Music Productions
Impophomo Music Production
Impulse
Inala Music Production
Inch Records
Independent Pentecost Holy Church
Indwayimane Music Production
Inhouse Records
Inkathazo Productions
Innocent & Elvis Global Merchandise
Instinct Africaine Records
Internet Distributors

Interscope
 IP Music Productions
 IPC Records
 Isaac Music Productions
 Isicholo Entertainment
 Isigubhu Records
 Island Records
 Itumelo Record's
 Izingane Zoma Music
 J and D Recording Studio
 J & Z Mantshinga Music Distribution
 J Records
 J.E.V. Records Music Productions
 J2 Records
 Jabsi Music
 Jabula House of Music Production
 Jak de Priester Records
 Jeel's Music Production
 Jennifer Zamudio Records
 Jili Productions
 Jive / Silverstone
 JNS Musiek
 Joseph Matsheka Records
 Jostri Music
 JSV Digital Multimedia Studio
 JTZ Music Production
 Jua Kali Studios
 June 6 Music
 Just Music
 Jxmpumlwana Productions
 JZB Records
 K Musican
 Kalabash Music
 Kalawa Jazmee Records
 Kaleng Records
 Kassie Projects Entertainment
 Kassiedotcom Music Entertainmnet
 Kay Tune Promotions
 KBZB Entertainment
 Keevision Run Away Music
 Kempen Music
 Khaba Music
 Khangula Music
 Khomanani Music Production
 Khula Records
 Khululani Publishing
 King David's Family Worship
 Kisanji Entertainment
 KJ Music Production
 Kobeta's Productions
 Koloi Music Production
 Kopano Ke Matla Music Production
 Kotulo Music Productions
 KRD Recording Services
 KSMM Music
 KT Records
 Kusasalethu Records
 L G Records
 L S Records
 Landmark Music Production
 Language 12 Records
 Late Knight Records
 Laurie Levine Records
 LCL Recording Studio
 LD Records
 Lee Thorp Entertainment
 Legacy
 Lema Music Production
 LEMONA Music Publishers
 Lesotho Music Center
 Leswinene Music Enterprises
 Liber8 Records
 Lightway Music
 Liss Records
 Live at the Shack Entertainment
 Livewire Sound Corporation
 Liyana Music
 Lize Beekman Records
 Liz-Tainment Records
 LMF Music
 Lolhiphop Records
 London Records
 Lordsfire Recordz
 Lovemore Tainments
 Loxion Records
 LTM Publishing and Related Aspects
 Lusa Music Productions
 Luvhambo Records
 Luxmi Stars Music Productions
 M S Records
 Macc Records
 Machance Music Productions

Macksie K Productions
Macrik Entertainment
Mad Music Mafia Records
Magrogen Records
Magwagwaile Music Productions
Mahandule Records
Mahima Promotions
Majozitainment Records
Mak Johns Music Productions
Makhoakhoa Music Productions
Makwela Music Productions
Malanks Music
Malekutu Music Productions
Maltre' Productions
Manetrade Records
Marabi Media
Maranatha Record
Marang Music
Marketricks Productions
Marubini Music Publishers
Masana Records
Mashile Productions
Masiqhame Records
Mastermax Productions
Matebeleland Young Brothers Music
Matebesi Music Productions
Mathambo Music
Matmo Recording Company
Matwabeng Recording Music Studio
Mavuka Productions
May & the Elements Performing Arts
Mazinga TV Productions
Mbix Music Production
Mbokodo Publishers Records
MC Records
MC Vibes
MCA Records
MD Music Productions
MDK Records
Medu Multimedia & Film Productions
Melodi Music
MELT Music Phase Two
Merchant Gospel
Merchant Records
Mercury
Meriska Els Records
MGG Music Productions
Mighty Music Africa
Mike Fuller Music Records
Milestone Studios
Miltons Business Consultants
Mission Possible Records
Mist Records
Mkeshange Productions
Mlilo Productions
Mlozi Records
Mmetla Tsela Productions
Mo' Money Records
Modisagohle Production
Moelamash Productions
Mogipa Entertainment
Mohlamonyane Music
Molly Malete Productions
Moloi Chief Workz
Molotsi Productions
Mom Entertainment
Monster Records
Montreal Entertainment
Monument Records
Mo-Nyuku Entertainment
Morestar Entertainment
Mor'geez Records
Moribo Music
Morning Star Music
Moskito Music Productions
Moss Music Production
Motown
Motswako Underground
Moza-Rose Music Production
MP Tlama Music Production
Mphoza Entertainment
Mphutlane's Recording Studio
MPS Records
MST Entertainment
Mtezi Music & Film Production
Mthonjeni Music Production
Mthunzi Mabulana Records
Mulo Production
Munene Records
Murray Lubbe Records
Musa & Music Recording Company
Music Alliance

Music for Pleasure
Music Promotions 4 U
Music Replication
Music Time Entertainment
Musketeer Recordss
Mutha Deer Records
Muzio Records
MVA Productions
Mxmn Entertainment
Mzamamani Abel Chauke Records
N & M Music Publisher
N3 Records
NA and House Music
NABS Records
Narada
Native Young Productions
Nats Media Records
NB Music Records
NCA Music Productions
Ncashamnganga Record Studio
Ndako Music
Nephawe N Saul Records
New Dimension Music
New World Music
Nexdoor Entertainment
Next Music
Nkosi Ikhona Records
Nkosinathi Music Recording
Nonesuch
Nonhlanhla Music Production
Nosenga Music
Notae Entertainment
Nothembi & Son Music Arts Crafts
Ntiyiso Entertainment
Nu Age Music
NW Audio Visual Productions
NW Records
Ny-E-Zi Records
O.O.M. Music Productions
Odyssey Music Management
One Minute Trolley Dash Records
One Twin Records
One Wish Entertainment
Onixon Records
Open Mic Productions
Outrageous Records
Overtone Magazine
Palomino Productions
Paradise
Paradise Music Productions
Parlophone
Patrick van Blerk Music
PC Tainment
Peacock Music Production
Perfect Trade 120 Records
Pfukani Record
Phase 2 Records
Pheli Grove Entertainment
Philip De Villiers Records
Philips
Picat Productions
PinaXulo Music Productions
Platoon Records
Plum Productions
PLUSH Records
PM Records
Polydor
Premium Records
Progress Records
Prokelly Entertainment
PS Records
Punana Jams Records
Puncho Richards Music Productions
Pure Black Production
Purpleseeds Sound
Puthamelo Trading Enterprises
Qadi Entertainment Productions
Qedi and Tebonza Music Projects
Quai Trading & Ubuntu Construction
Que Records
Randzo Music
Ras Kaiser Music Productions
Ray Mpintshi Gazi Entertainment
RayCat Music Production
RCA
Readers Digest South Africa
Real Beat Entertainment
Reaper Records
Red Tomahawk
Revolver Records
Rhema Ministries
Rhythm Records

Richie-S Records
Risana Records
Roan Antelope Music
Roar Agencies
Rock Star Entertainment
Roopanands Records
Royal Community Recording Studio
Rudeboy Productions
S and B Intelligent Construction
S.N.A.B. Music Recording Company
Sabsam Music Publishing
Samara Records
Sammy Music Production
Sampsons Records
Sarepta Music
Saul Production
SD Music Productions
Seamless Enterprise
Sebetsa Music Productions
Sebtainment Production
Select Music
Senzo Sibiyi Trading & Ent.
Serius Entertainment
Sesalos Records
Seven Entertainment
SG Productions
Sgandavu Entertainment
SGM Music
Shandel Music Publishing
Sheer Sounds
Shifty Records
Shirimane Music Productions
Shiririsa Music
Shoteli Music Production
Sihle Kunene Music Production and
Multimedia
Siki Siki Records
Silver Solutions 994 Records
Silvertone Records
Simple M. Records
Simtha Music
Singabanqobi Production
Singobile Music Production
Sipho's Records & Promotions
Siyagrauva Records
Siyayenza Management
Sizoqhubeka Recording Enterprises
Skratch Music
Skroof International Publishing
Skulvyt Music Productions
Slaaptiger Music Productions
Smoked-Out Entertainment
SMP Music Productions
Snare Production
Solid Entertainment
Sollymans Recording Studio
Soma Music Production
Songo Records
Sonke Records
Sony BMG Africa
SOT Music Production
Soul Candi Records
Soul Quest Records Incorporation
Soul Village Entertainment
Soulbent Productions
Souljah Entertainment
Soulman Sol Music
Soulstone Music
Sound of Sounds
Sound Source Productions
South Coast Music
Southern Gypsy Queen Records
Sovereign Entertainment
Spectrum
Spirit Music
Spitfire Music SA
Starskii
Stegertainment Records
Sterling Sound
Stick-Out Music
Sting Music
Suave Entertainment
Sudden Eclipse Entertainment
Suita Productions
Sulushelo Promotions
Sunset Records
Sunshine Music
Superhuman Productions
Swazi - Junxion Records
Sweet Sounds & Chocolate Music
Symmetry Productions
Sy-Zee Music

TACC Record Company
Talentlab I & A Recording Studio
Tandoor Music Records
Tau Productions
Taung Music Production
T-Bose Production
T-Dee R Entertainment
Telarc
Teldec
Telesto Music
Tenore Recordings
Tequila Records
Terraplane Music
Tetelstai Multi Productions PTY
Thalombzi Music
The Breeze Records
The Hens Music Entertainment
The Independent Armchair Theatre
The Music Industry
The Nations Music Studios
The New World Order Entertainment
The Perfect Pitch
The Swazi Church In Zion
Themba Lokugcina Records
Themz & Rhythms SA
Themza Music Production
Thosa Productions and Projects
Thuthuka Records
Thy Kingdom Come Productions
Tiawoun Production
Till Dawn Entertainment
TK Productions
Tlatso Makhetha Music Production
TLK Music Productions
TNS Music Productions
TNT Entertainment
Toboyi Music Publishing
Treasure Records
Tree Shade Music Publishers
TRIO Records
Trojan Records
Truly Sound Recordings Music
TS Records
Tshepang Morena Music Publishers
Tshidi Recording
Tsin Music Production
Tsotsi's at Work Entertainment
Tuliter Entertainment Production
Tyson and Mjay Music Production
U Go Boy Entertainment
U4J Records
Ubomi Music Production
Ubuntu Records
U-Com Entertainment
Udumo Entertainment & Production
Uju Music
Umndeni Music
Umnyanya Entertainment
Undacava Records
Underground Music Production
United Hits Productions
Universal Music
Universal Sound & Music
Unreleased Records
Uproot Records
Uptown Trading 440 Records
Uthuli Music
Uvo Records
V1 Advertising
Value Music
Vee Gee Productions
Vee's DJ Stable
Vegaster Records
Venus Cassetts
Verve
VGM Records
Vibe Music
Vibrations Recording Studio
Vince Records
Virgin
Vision Africa
Vision Music
VKC Music Productions
VMP Music
Voice Africa Productions
Vonk Records
Vuka Back to Africa
Vulombe Music Investments
Wagon Productions
Warner Music
Watershed Studio
Wazi Music Production

Why Not Entertainment
Wilbur 4C Entertainment
Windham Hill
Wind-Up Records
Wisko Music Publishers
Witbozza Productions
Wolla Music & Entertainment
Wonke Wonke Music Production
www.Muzikstore.co.za
Xiavelo Business Solution
Xiluba Music
Xiluva Music Productions
Xzekutiv Entertainment
Y.W.M Productions
Y2K Music Production
Yada Music Productions
Yana Music Entertainment
Yombo Trading and Projects
Zabalaza Megatainment
Zano Productions
Zasha Music Productions
Zat Records
Zayaba Records
Zigzat Entertainment
Zimele Music Productions
ZooH Unlimited Production

Explanatory Notes:

From the earliest days of music sound recording until 1965, the right of producers of sound recordings and performers to be paid for the broadcast, diffusion and communication of their sound recordings to the public in the course of all commercial and business activities existed in South African law. In 1965, the right was removed by Parliament at the instance of the government of the day and the lobby of the users. It has taken the recording industry and the South African performer community more than 40 years to restore a right that should never have been taken away.

South African businesses have become accustomed to making payment of a licence fee to SAMRO. **There is no connection whatsoever between SAMRO and SAMPRA.** The SAMRO payment, only covers the copyright in the underlying musical work – the composition itself - and is not shared in any way by the owner of the sound recording who has invested in the making of the sound recording, or the performer whose performance is embodied in the sound recording.

Under the amendments to the Copyright Act and the Performers' Protection Act, copyright owners of sound recordings and performers will now also derive benefit from broadcast, diffusion and communication of their sound recordings in any public or commercial environment by a third party user in the course of such user's commercial or business activities.

In other words, when you pay **SAMRO** you pay a royalty that is intended to go to the **composer** of each song that you play. When you pay **SAMPRA**, you pay a royalty that goes to the **artist** who performs that song and to the **record company** that has invested in the recording of that song by that artist.

If a user raises a dispute regarding a licence royalty charged by SAMPRA in terms of the applicable tariff, the user may (until such time as the matter is

resolved by the Copyright Tribunal), continue to use the sound recordings in SAMPRA's repertoire if the user pays the licence fee proposed by SAMPRA into an escrow account.

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Reg. No. 2000/028009/08

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