

File / Dossier : CSI – Online Music Services (2011-2013); SOCAN Tariff 22.A – Online Music Services (2011-2013) and SODRAC Tariff 6 – Online Music Services, Music Videos (2010-2013) / CSI – Services de musique en ligne (2011-2013); Tarif 22.A de la SOCAN – Services de musique en ligne et Tarif 6 de la SODRAC – Services de musique en ligne, vidéos de musique (2010-2013)

December 15, 2016

**[CB-CDA 2016-098]**

### **NOTICE OF THE BOARD**

On December 9, 2017, in *Notice 2016-097*, the Board invited the Parties to comment on administrative provisions of a draft of the tariff. This included commenting on “whether the term ‘sample,’ as it appears in paragraph 3(3)(b) requires a definition.” However, in the draft tariff attached to the *Notice*, sections 3 and 4 were redacted in their entirety. On December 12, 2017, Mr. Kent alerted the Board of this issue.

The relevant textual context for the term “sample” is:

Despite [provision enumerating uses authorized by the tariff], this tariff does not [...] authorize the reproduction of a work in a medley, for the purpose of creating a mashup, for use as a sample, or in association with a product, service, cause or institution.

The Board regrets this oversight, and thanks Mr. Kent for bringing this issue to the attention of the Board.