

Copyright Board
Canada



Commission du droit d'auteur
Canada

File / Dossier : SOCAN – Internet – CBC (2012-2018) /
SOCAN – Internet – SRC (2012-2018)

March 8, 2018

[CB-CDA 2018-039]

NOTICE OF THE BOARD

In Notice 2018-027, the Board suggested that the following uncertified SOCAN proposed tariffs that apply to CBC online activities be heard together in a separate proceeding:

- Tariff 22.3 (2007-2008)
- Tariff 22.C (2009-2013; 2014-2018)
- Tariff 22.4 (2007-2008)
- Tariff 22.D (2009-2013)

Parties should note that this list of proposed tariffs should have referred to Tariff 22.E (2014-2018) as opposed to 22.C (2014-2018).

The Board did not receive any comments from the Parties regarding the proposed consolidation and procedures.

On December 22, 2017, in response to Notice 2017-157, SOCAN informed the Board that:

As the CBC only launched its online services (cbc.music.ca/espace.mu) in 2012, and since all CBC online activities from 2014-2018 are covered by proposed SOCAN Tariff 22.E (2014-2018) which is not one of the tariffs that the Board has identified for consideration at the upcoming OMS and OAV hearings, that only leaves non-simulcast online audio and audiovisual uses for 2012 and 2013 for the purposes of the current OMS and OAV hearings. CBC and SOCAN have agreed and submit to the Board that it should exclude the CBC online music services from the consolidated OMS and OAV hearings and the parties undertake to negotiate a separate licence for those two past years.

As such, the Board understands that only the following proposed tariffs and years remain to be considered:

- Tariff 22.C (2012-2013)
- Tariff 22.D (2012-2013)
- Tariff 22.E (2014-2018)

At this time the Board would like to move forward with the consideration of the above-mentioned tariffs. To that end, Parties shall file with the Board, by no later than **Wednesday, March 21, 2018**, a joint proposed Schedule of Proceedings that could include a negotiation period.