

## Copyright Board

### ***Notice of Grounds for Proposed Tariff***

#### **SOCAN Tariff 11.B – Comedy Shows and Magic Shows**

December 15, 2021

#### **1. Description of Uses Covered by the Proposed Tariff**

This tariff applies to public performances of musical works in SOCAN's repertoire by means of recorded music or performers in person in conjunction with events where the primary focus is on comedians or magicians and the use of music is incidental.

#### **2. Description of Users / Groups of Users Covered by the Proposed Tariff**

Users are either event organizers or hosting venues who organize or authorize the public performance of music as part of a magic or comedy show. Users can also be individual comedians or magicians. Some examples of well-known users of this tariff are the Greg Frewin Theatre in Niagara Falls, Ontario and the Festival Juste Pour Rire in Montréal, Québec. Importantly, it is the nature of the *use*, and not the nature of the *user*, that determines whether the tariff applies.

#### **3. Explanation of How Royalties are Determined**

The proposed royalty rate for 2023-2025 is \$46.57 per event. The proposed royalty is an inflationary increase based on the Board's established inflation adjustment methodology from the previously-approved rate, which has been in place since 2015.

#### **4. Submissions on the Collection of Information**

This tariff does not have any specific reporting requirements.

#### **5. Explanation of Changes from Previously Approved Tariff**

There are two changes from the previously-approved tariff:

1. The proposed royalty for 2023-2025 is an inflationary increase, as described above.
2. The tariff wording has been amended to clarify that Tariff 11.B does not apply to comedy and magic shows where the act is primarily a musical act. Where the act is primarily a musical act, the concert tariff applies.