

Dear Madam/Sir,

Following the publication of CRB's notice of regulation amendments (in attachment for reference), I am writing to submit our comments.

Screenrights International is a division of the Audio-Visual Copyright Society Pty Ltd trading as Screenrights the Australian based collecting society. Screenrights International acts as an agent on behalf of rightsholders with royalty claims in territories outside Australia and New Zealand including the United States. In this capacity, Screenrights International files joint claims with the CRB on behalf of more than one copyright owners.

Up until now, we were only required to provide one example of a secondary transmission of a single work.

We have reviewed the Copyright Board Regulations Notice of Proposed Rulemaking at Part 360 - Filing of claims to royalty fees collected under compulsory licence: Subpart A Cable and Satellite Claims. It appears to us that the proposed change set out at **section 360.4 (b) (2) (iii)** suggests that we will have to provide one example per rightsholder that we represent.

Specifically: "A general statement of the nature of the copyright owners' works, identification of at least one secondary transmission of one work by each identified copyright owner that has been secondarily transmitted by a cable system or satellite carrier establishing a basis for the joint claim."

To comply with such a requirement would represent an extensive amount of additional work as Screenrights International represents over 1,800 members in the US. This clearly would be unachievable given our limited resources. The application of further staff resources to the matter would not be justifiable given the relative value of royalties in question.

Could you please clarify if our interpretation is correct? If so, we note that there seems to be an exception for joint claims filed by a "performing rights organization" at **section 360.4(b)(2)** whereby such an organization is not required to list the name of each of its members or affiliates in the joint claim.

We would propose that any exception be extended to overseas collecting societies which perform a role as agent such as Screenrights International. We would seek to be exempt from any requirement to provide an example of a work for each copyright owner that has been secondarily transmitted.

We look forward to hearing your thoughts. Please do not hesitate to contact us if you have any questions.

Sincerely,

Gaëlle Clark
International Service Manager

Manage your membership at my.screenrights.org
Find out what we do: [watch this video](#)



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