

## BEACHES AND SIMILAR OPEN AIR PREMISES

(Tariff "BOA")

Effective from 1 January, 2016

### 1. SCOPE OF TARIFF

This tariff applies to the performance or communication to the public of musical works and sound recordings provided by means of radio/television receiving sets, disc players, tape machines and live performances at the premises. It does not apply to discotheques and dance halls.

### 2. GENERAL CONDITIONS AND DEFINITIONS

2.1 This tariff applies only to performances or communication to the public of such musical works and sound recordings covered by a license from UPRS, obtained before the performances/communications commenced. Any performances/communications not so covered will be assessed at double this tariff. UPRS is not bound to offer a license under this tariff in respect of any performances/communications for which application was not made in advance.

2.2 This tariff applies to the performance/communication to the public of musical works and sound recordings at said premises as background music. There are specific types of performance/communication to the public that UPRS does not classify as background music and which are licensed under separate tariffs. Apart from these exceptions, all other types of performance/communication are classified as background music.

2.3 The LICENSE FEES are based on the frequency of live music performances and the seating or "customer" capacity of the premises where performances take place or party times.

2.4 For clarity UPRS confirms that the total license fees due under this Tariff are arrived at by adding the individual charges for musical works and sound recordings together.

2.5 UPRS reserves the right to make such variations in this tariff as it considers appropriate when licensing premises or performances/communications which, in its opinion, do not fall within the scope of this tariff.

### 3. TARIFF RATES

No.	Particulars	Tariff	Tariff
		Musical Works	Sound Recording
3.1	Minimum fee per unit of 25 persons customer capacity or part thereof	7,500	3,750
3.2	The number of days of performance certified by an auditor or accountant or in a manner acceptable to UPRS		
3.3	All the above subject to MINIMUM ANNUAL FEE	720,000	360,000

#### **4. TARIFF ADJUSTMENT**

The foregoing rates of charge are related to the Official Consumer Price Index as published by the Uganda Bureau of Statistics as for the year 2015. They are subject to a surcharge or discount of 1% in respect of every increase or decrease of 1 complete point in the weighted average figure of the aforementioned Index. Such surcharge or discount shall take effect from the sixth day of the anniversary month next following the second month in which the relevant index figure is published.

#### **5. VALUE ADDED TAX**

Every Licensee under this tariff will pay to UPRS, in addition to the license fee due under the tariff, a sum in respect of Value Added Tax calculated at the relevant statutory rate on the annual license fee payable and UPRS shall provide a Tax Invoice in relation to the fee payable, to the Licensee.