

Karaoke

Code of Conduct

JULY 2008

PART A – PRELIMINARY

1 Preamble

- 1.1 *The Music Industry and Karaoke Content Providers in Australia recognise that the continued growth of legitimate markets for music will benefit all involved, including those who create and produce sound recordings, music publishers, artists, songwriters, composers, the consumers who enjoy the music and the third parties that provide the channels to distribute legitimate music.*
- 1.2 *The Music Industry and Karaoke Content Providers in Australia recognise that the effective protection of copyright material is critical to achieving these goals.*
- 1.3 *The Music Industry and Karaoke Content Providers in Australia also recognise that a framework for agreed principles in the form of a Code can contribute substantially towards this goal.*

2 Objectives

- 2.1 *The aim of the Code is to create a framework of agreed principles for co-operation between the Music Industry and Karaoke Content Providers with respect to protecting copyright owners' rights.*

3 Terminology and interpretation

- 3.1 *In the Code:*

Code	means this Karaoke Code of Conduct.
Karaoke Content Provider	means all providers of Licensed Music for the purposes of karaoke in Australia.
Karaoke Operator	means all providers of karaoke services in Australia including but not limited to individual karaoke operators that provide karaoke services to third parties.
Karaoke Producer	means all producers of sound recordings for the purposes of karaoke in Australia.
Licensed Music	means musical works licensed for the purposes of karaoke under an agreement with AMCOS.
MIPI	means Music Industry Piracy Investigations Pty Limited (ACN 071 726 906).
Music Industry	means the music publishers in Australia that are members of the Australasian Mechanical Copyright Owners' Society Limited, Karaoke Producers that are members of the Australian Recording Industry Association Limited and MIPI collectively.
Person	includes partnerships, bodies corporate and the Crown.

Registration Form means the online registration form for Karaoke Operators available on the MIPI website at www.mipi.com.au.

Registration Number means a unique number provided to Karaoke Operators who have registered with MIPI.

Registration Database means the database maintained by MIPI.

- 3.2 *In the Code where examples are provided of the manner in which a Code provision may be satisfied, these examples should not be read as limiting the manner in which the provision may be satisfied.*

PART B – CODE OF CO-OPERATION

4 Provision of Content

- 4.1 *To date Karaoke Content Providers have provided a broad range of music to Karaoke Operators, and intend to continue to do so, each on their own commercial terms but in compliance with this Code.*
- 4.2 *Karaoke Content Providers will reproduce Licensed Music only as permitted by the terms and conditions of a valid licence agreement with relevant members of the Music Industry.*
- 4.3 *Karaoke Content Providers will provide Licensed Music to third parties with the appropriate level of protection and/or encryption approved by the Music Industry and/or relevant Karaoke Producers.*
- 4.4 *Karaoke Content Providers will only provide Licensed Music to third parties who have a valid Registration Number for each karaoke device they operate and on terms that make clear the conditions attached to the use of Licensed Music.*
- 4.5 *Karaoke Content Providers will provide the details of Registration Numbers that they supply Licensed Music to as part of their normal reporting to relevant members of the Music Industry.*
- 4.6 *Karaoke Content Providers will provide their customers with a copy of MIPI's Karaoke Fact Sheet and this Code (as amended from time to time) and notify them of any relevant amendments.*

5 Registration service

- 5.1 *MIPI will receive applications for registration from Karaoke Operators using the Registration Form available on its website.*
- 5.2 *Upon receipt of a completed Registration Form, MIPI may duly register the Karaoke Operator and provide a valid Registration Number to that Karaoke Operator.*
- 5.3 *MIPI will maintain a comprehensive and up-to-date Registration Database containing the Registration Number of each registered Karaoke Operator device and relevant details provided by them in the Registration Form.*

6 Investigation of infringing activity

- 6.1 *MIPI will continue to conduct investigations to identify copyright infringements taking place in the karaoke industry and will take appropriate further action where appropriate in accordance with its operational protocols.*
- 6.2 *MIPI will continue to respond to any complaints of copyright infringement brought to its attention by Karaoke Content Providers or Karaoke Operators in accordance with its operational protocols.*

7 Education and public awareness

- 7.1 *Karaoke Content Providers and the Music Industry will co-operate in communication campaigns and other initiatives to promote awareness of copyright laws and the Code within the karaoke industry.*