



Clubs Australia

Friday, 28 June 2019

Please quote our reference: 058:AB

Mr Gavin Jones,  
Director,  
Adjudication,  
Australian Competition and Consumer Commission,  
By email: [adjudication@accc.gov.au](mailto:adjudication@accc.gov.au)

Dear Mr Jones,

**RE: AA1000433 - APRA – SUBMISSION**

Clubs Australia welcomes the opportunity to provide additional feedback to the Australian Competition and Consumer Commission (ACCC) regarding the Australasian Performing Right Association's (APRA) application for reauthorisation to continue its arrangements for the acquisition and licensing of performing and communication rights in music.

Clubs Australia notes that the ACCC has proposed reauthorising the Australasian Performing Right Association (APRA) for an additional five years with strengthened transparency conditions to mitigate APRA's market power and its impact on songwriters and businesses.

Clubs Australia has reviewed the ACCC's proposed transparency conditions and supports their implementation. Clubs Australia believes that their application will potentially go some way to provide greater transparency to a framework that has been marked by significant red-tape and a lack of clarity around licensing and distribution arrangements.

Further to our previous submission, Clubs Australia also wishes to advise that it has come to a mutually-acceptable outcome with APRA regarding the One Music tariff structure and fees for clubs, with existing tariffs to be replaced by a new pricing structure calculated by reference to the club's membership figure.

Club membership provides a more effective correlation with the amount of people likely to be exposed to music within a venue and is easier for a club to calculate than existing tariffs calculated with reference to visitation rates, television size, geographic size or other such metrics.

For further information on this submission please contact Anthony Trimarchi, Clubs Australia Manager, Policy and Government by email at [atrimarchi@clubsaustralia.com.au](mailto:atrimarchi@clubsaustralia.com.au) or by phone at (02) 9268 3000.

Yours sincerely,

Anthony Ball  
Executive Director

ClubsAustralia Incorporated  
ABN 32 691 361 915

---

Level 8, 51 Druitt Street  
Sydney NSW 2000  
P 02 9268 3000 F 02 9268 3066