

15 May 2024

Sophie Magliano  
Assistant Director | Competition Exemptions | Mergers, Exemptions and Digital  
Australian Competition & Consumer Commission  
Naarm  
Lonsdale Street  
MELBOURNE VIC

**BY EMAIL -** [REDACTED]

Dear Ms Magliano

**AA1000661 - APRA AUTHORISATION - REQUEST FOR INFORMATION**

We refer to your email dated 8 May 2024. The information you have requested is set out below.

1. APRA Corporate structure
  - (a) APRA is a public company limited by guarantee, incorporated in 1926. It has an elected Board of Directors, comprising 6 Publisher Directors elected by the eligible publisher members, and 6 Writer Directors elected by the eligible writer membership. One of the Writer Directors is a New Zealand Writer Director elected by the eligible New Zealand Writer members.
  - (b) Since 1997, APRA has managed the operations of Australasian Mechanical Copyright Owners Society Limited (**AMCOS**). AMCOS is a public company limited by guarantee, incorporated in 1974. It has an elected Board of 12 Directors. Since APRA assumed the operation of AMCOS, AMCOS has employed no staff.
  - (c) APRA writer members ordinarily resident in New Zealand may designate themselves to be “New Zealand Writer Members.” APRA operates in New Zealand under an agreement with its fully owned subsidiary company APRA New Zealand Limited, and AMCOS operates in New Zealand under an agreement with its fully owned subsidiary company AMCOS New Zealand Limited. However, APRA and AMCOS members located in New Zealand are members of the Australian entities. The Directors of APRA New Zealand Limited are Jennifer Patricia Morris and Anthony Healey. Mr Healey is the sole director of AMCOS New Zealand.
  - (d) OneMusic Australia is not an incorporated entity. It is an initiative of APRA, AMCOS and PPCA, whereby the rights of APRA and AMCOS (rights in copyright works) and the rights of PPCA (rights in copyright sound recordings and music videos) are licensed together. APRA New Zealand Limited, AMCOS New Zealand Limited and Recorded Music New Zealand Limited operate OneMusic NZ.

- (e) APRA owns a number of business names, as follows: Sounds Australia, Australasian Performing Right Association, ONEMUSIC, 1MUSIC, ONEMUSIC AUSTRALIA, National Aboriginal & Torres Strait Islander Music Office, Live Music Office, and NATSIMO.
- (f) APRA and AMCOS co-own the property at 16-20 Mountain Street, Ultimo, NSW, in 75/25 shares. Other real property is wholly owned by APRA.

2. Reporting lines and staff

- (a) AMCOS has no staff. All of AMCOS' operations are fully integrated into APRA management. Staff in New Zealand are employed by APRA New Zealand.
- (b) Although not stipulated in either Constitution, it has generally been the case that the 6 Publisher Directors on the APRA Board are also Directors of AMCOS.

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

4. Organisation chart

- (a) A copy of the current organisation chart is attached.
- (b) A spreadsheet setting out each executive's tenure and a short role description is also attached.
- (c) Of the executives listed, the following have held their current positions for less than 12 months:

- (i) Chief Operating Officer, Jonathan Carter: appointed around August 2023, new position (previously Head of Legal & Corporate Services);
- (ii) Head of Membership, Karen Humphreys aka Karen Don: appointed around February 2024 (previously Director Publisher Services since around June 2023); position previously held by Alison Wright until around October 2023;
- (iii) Executive Director, Marketing, Communications & Events, Kirsty Davison: appointed around June 2023, new position;
- (iv) Executive Producer, APRA Awards & Events, Narelle Butterworth: appointed around July 2023;
- (v) Executive Producer, Sounds Australia, Esther Zilber: appointed around May 2023; position previously held by Peta Millgate aka Millie Millgate.

The information in paragraphs 3 and 4 of, and the annexures to, this letter are confidential. They contain sensitive business information of APRA and third parties, and personal information of APRA staff.

Yours sincerely



Kate Haddock  
Partner

T: [Redacted]  
[Redacted]