

# CHILD CARE SERVICES

Licensing Enquiries 1300 162 162 [childcare@onemusic.com.au](mailto:childcare@onemusic.com.au) [onemusic.com.au](http://onemusic.com.au) August 2023

**SIGN UP  
NOW**

Justine Clarke

This licence scheme is suited to early childhood services such as Centre-based Care, Family Day Care, Pre-School, Kindergartens and Outside School Hours Care using music, books and art to entertain and engage children.

OneMusic Australia has partnered with Copyright Agency to give the sector access to our music and books in an easier and more affordable way under one bundled licence. Read more about these organisations on page 4.

## Why do I need a OneMusic licence?

1 Firstly, it shows that your organisation respects and supports songwriters, recording artists, visual artists, photographers, illustrators and authors - the creators of Australian culture.

2 Secondly, if you use material that is protected by copyright within your business Commonwealth legislation requires permission (a licence) from the creators of that material. You can read independent legal information at [copyright.org.au](http://copyright.org.au).

3 And last but not least - you benefit by using music, books and art: keeping your workforce motivated, creating a better atmosphere and providing entertainment and stimulation for children in your care.

In Australia music creators generally authorise two organisations to administer their rights - APRA AMCOS (composers and music publishers) and ARIA/PPCA (recording artists and record labels). Authors, visual artists and print publishers generally authorise Copyright Agency to administer their rights in written and visual material.

If you wanted to use our music or books, and you did not have this licence, you would need to deal directly with the composers, songwriters, music publishers, recording artists, record labels, artists and authors who own the rights in the material you wish to use.

## Where does the money go?

OneMusic distributes the fees it collects to APRA AMCOS, PPCA, ARIA and Copyright Agency, the bodies behind the licence scheme. After the deduction of administration and operational costs, all fees collected are distributed to members or licensors (according to a range of proxy data sources which are representative of real-time use).

Where we need to apply it to your fees, 10% is, of course, paid to the Australian Taxation Office as GST.

## What materials can I use?

We've done the hard work for you so our licence covers you to use any of our music, which includes the vast majority of all commercially released music from around the world. Our licence also covers the catalogues of all major Australian print publishers of books and magazines, as well as those from overseas. Please note there are some excluded publications on the [Copyright Agency website](http://Copyright Agency website).

## Some industry Associations with OneMusic information available by phone or website

Australian Childcare Alliance in your State or Territory

Early Learning Australia ([cela.org.au](http://cela.org.au))

Early Childhood Australia  
([www.earlychildhoodaustralia.org.au](http://www.earlychildhoodaustralia.org.au))

Child Australia ([www.childaustralia.org.au](http://www.childaustralia.org.au))

## How much does it cost per year?

Music for Childcare		Annual Rates*	
<ul style="list-style-type: none"> <li> Playing of APRA Works and PPCA Sound Recordings as Background Music at Your Child Care Service.</li> <li> Performing APRA Works and PPCA Sound Recordings live in Child Care Service Performances at Your Child Care Service.</li> <li> Playing of APRA Works and PPCA Sound Recordings for Workplace Music and Telephone on Hold at Your Child Care Service.</li> <li> Use of AMCOS Works and ARIA Sound Recordings to make audio-visual recordings of Child Care Service Performances.</li> <li> The sending of audio-visual recordings of Child Care Service Performances via email and over password-protected intranet systems at Your Child Care Service for personal and non-commercial use by the end user.</li> <li> Digital Copy/Delivery for the above uses.</li> </ul>		<b>Long Day Child Care Service</b>	<b>\$3.72</b> Per Licensed Place at Your Long Day Child Care Service
		<b>Vacation Child Care Service</b>	<b>\$2.23</b> Per Licensed Place at Your Vacation Child Care Service
		<b>Restricted Hours Child Care Service</b>	<b>\$2.23</b> Per Licensed Place at Your Restricted Hours Child Care Service

  

Literary Works	
	The use of a Reasonable Portion of Copyright Agency Works.

### What do the terms in the table above mean?

**Long Day Child Care Service** means any Child Care Service that is not exclusively a Restricted Hours Child Care Service or a Vacation Child Care Service.

**Vacation Child Care Service** means a Child Care Service that only provides services during gazetted school holidays in the relevant State or Territory.

**Restricted Hours Child Care Service** means a Child Care Service that only provides services for a maximum of 5.5 hours a day.

**Licensed Place** means the number of children you are licensed by your Early Childhood Education Directorate in your State/Territory to have at the premises on any given day, **not** the number of children that are currently enrolled.

**What is a PPCA Sound Recording?** A sound recording is simply a physical recording of a piece of music or song (such as what’s on a CD or a digital file like an MP3) and a PPCA Sound Recording is a sound recording that the Phonographic Performance Company of Australia (or PPCA) is authorised by the copyright owners to license for copying and for performing in public - for instance when a business plays music to their customers. OneMusic Australia has been authorised by PPCA to license the PPCA Sound Recordings on its behalf.

**What is an APRA Work and an AMCOS Work?** A musical work is the underlying words and music of a song that have been written by a songwriter and/or composer. The Australasian Performing Right Association (or APRA) and the Australasian Mechanical Copyright Owners Society (or AMCOS) has been given the right to license the APRA Works and AMCOS Works by the songwriters, composers and music publishers – so that those words and music can be played to the public by licence holders in their businesses and/ or copied. APRA, operating as OneMusic Australia, has been authorised by AMCOS to license the AMCOS Works on its behalf.

**ARIA Sound Recordings** means the sound recordings controlled by ARIA and listed on the ARIA website, [www.aria.com.au/industry/licensing](http://www.aria.com.au/industry/licensing), the rights for which ARIA has authorised OneMusic Australia to administer.

**Copyright Agency Works** means words and text from books, poems, plays and other literary works whose rights are controlled by Copyright Agency but excluding any works appearing on Copyright Agency’s website at [www.copyright.com.au/licences-permission/excluded-works/](http://www.copyright.com.au/licences-permission/excluded-works/).

**Digital Copy/Delivery** is required if you download or access our music for your business from a non commercial digital music service. You should be aware that a OneMusic Australia licence, even when it includes Digital Copy/Delivery only gives you permission to use our music in your business (or event); it does not override the Terms of Use for the personal digital music service you are using, nor does it give you permission to use that particular digital music service for a commercial purpose – that permission can only come from the owners of that digital music service. Even with our licence, the use of digital music streaming services by you in your business may be in breach of the terms and conditions of your end user agreement with that service. You should check with your service provider.

**Child Care Service Performances.** You are able to make (or give permission to others to make) a video recording but there are a couple of restrictions. You may not include any advertising or promotional material in the video recording. You must not charge for the video or if so only 'at cost' and the viewing is to be for private domestic use only.

## Recording activities with music and posting on social media

Whilst you are covered under this licence to make audio-visual recordings containing music, and send those directly to families via email or password protected means, posting them online anywhere publicly accessible requires direct permission from the Publisher. When you use music in a video, you are synchronising music to visual content. A 'sync' licence is required to post videos online. Social media platforms such as YouTube DO have licences with rights holders but those licences DO NOT cover syncs made for commercial purposes.

A '**reasonable portion**' of a copyright literary or dramatic work is usually defined as 10% of a whole work (providing the work is more than ten pages), or one chapter of a work that is divided into chapters. Digital images can be copied in their entirety, and images in hardcopy books can be copied in full so long as there is text on the page.

### You need to seek additional permission if:

1. You wish to share music on a website that is accessible to the general public, such as YouTube and Facebook, OR if you wish to create an advertisement. You will need to contact the Music Publishers directly.
2. You wish to use music at professional, community or client events and charge an admission fee. You will need to contact OneMusic and arrange an Event licence.
3. You wish to copy more than around 10% of one chapter of a book, poetic collection, articles or other literary work. You will need to contact the Author or Publisher directly.
4. You wish to create an advertisement or other marketing material using books, illustrations, photos etc. You will need to contact the Author or Publisher directly.
5. You wish to charge more than cost (that is, make a profit no matter how small) on copies of CDs, videos and literary works for professionals, for community members or for client families. You will need to contact APRA AMCOS, PCCA and Copyright Agency to arrange a specific licence.

## Music makes children happier



**24%** less irritable

“In the *Music Makes it Home* study, Sonos looked at how playing music out loud would affect 30 homes around the world. It turns out that, with the music on, people are 12 percent less jittery, **24 percent less irritable**, and 25 percent more inspired”. Wouldn't that make a difference to your service?

Full details at: [www.musicmakesithome.com](http://www.musicmakesithome.com)

“Even before your child is old enough to make sense of letters and words, you can share the joy of the reading experience, and start training the auditory, visual, motor and cognitive skills that will eventually come together to produce the act of reading.”

Lim, Carmee. *Story Time: Creating a Lifelong Reader – Without the Flash-Cards or the Stress.* [www.mindchamps.org/blog/](http://www.mindchamps.org/blog/)

Common Uses	
 Playing music – both live and recorded – at your service	<ul style="list-style-type: none"> <li>During nap time, dancing, relaxation time, as part of a game.</li> <li>At working bees, fêtes, third party concerts.</li> <li>As part of DVD and movie screenings.</li> <li>In an administration area or staff room.</li> <li>At a staff Christmas party.</li> </ul>
 Digital Copy/Delivery	<ul style="list-style-type: none"> <li>Using an online stream or a music download via a personal digital music service or other online source;</li> <li>Storing this downloaded music on your service's server, or computer, for all employees to access.</li> <li>Copying your CD or digital music library for use on your service's computer.</li> </ul>
 Making and sharing video recordings that contain music	<ul style="list-style-type: none"> <li>Making a video recording of an event – such as a fête or working bee – where music might be captured playing in the background.</li> <li>Making a slideshow of photos, or a video montage, from 'Storybook Day' at the service and putting music behind it.</li> <li>Sharing videos containing music (either by DVD or email) with families for their own domestic viewing.</li> </ul>
 Sharing your materials with other services	<ul style="list-style-type: none"> <li>Scanning and emailing a magazine article on early childhood education to other licensed services.</li> <li>Uploading a folder of useful workbook snippets to a password protected server for use by other licensed services.</li> <li>Housing copyright materials on a password-protected intranet system for licensed 'franchisees' to access.</li> </ul>
 Copying a reasonable portion of books, artwork, pictures or other materials	<ul style="list-style-type: none"> <li>Photocopying pictures from the children's favourite storybooks to put up on the wall during 'Storybook Day'.</li> <li>Printing pictures and photos of different kinds of animals to make a collage with the children.</li> <li>Copying or scanning books, artwork, pictures or other materials to share with the children and other services.</li> </ul>

## When do I pay?

You pay when you first take out the licence, then just once a year. If your OneMusic and Copyright Agency licence fee is more than \$500 we will invoice you quarterly, or you can opt to pay annually no matter what your Licence Fee amount. (Please be aware that we calculate your quarterly licence fee according to the relative number of days in each quarter, not by dividing your annual fee by four).

## Will the rates change?

Apart from yearly CPI reviews, OneMusic will not increase or change licence fees without first consulting the industry.

Rates include 10% GST. The GST-exclusive component of the rates set out in the tables above will all be increased by CPI on 1 September of each Licence Year in accordance with clause 4.3 of the Terms and Conditions.

## Do I have to go through OneMusic to use music, books and art in my Service?

If you want to use our music, books and art you must have permission and generally pay a licence fee. If you want access to the largest possible collections of music, books and art, the OneMusic licence provides the easiest and most cost effective access. There are other options, which may include direct licensing arrangements with copyright owners or solely using materials outside the OneMusic and Copyright Agency vast repertoire.

If you make a direct arrangement for your sound recording use or your musical work use, contact OneMusic so we can adjust your licence fee.

**APRA AMCOS is the trading name of APRA (Australasian Performing Right Association) and AMCOS (Australasian Mechanical Copyright Owners Society). APRA AMCOS grants licences for the live performance, broadcast, communication, public playing and reproduction of its members' musical works. APRA AMCOS then distributes the net licence fees collected to its 115,000+ songwriter, composer and music publisher members and affiliated societies worldwide.**

**PPCA (Phonographic Performance Company of Australia Ltd) grants licences for the broadcast, communication or public playing of recorded music (such as CDs, records and digital downloads or streams) and music videos. PPCA then distributes the net licence fees collected to its licensors (generally record labels) and registered recording artists.**

**ARIA means Australian Recording Industry Association Limited.**

**Copyright Agency collects fees and distributes royalties to members for the reuse of text and images. Their members are authors, poets and playwrights, journalists, publishers, visual artists, photographers, surveyors, cartoonists and illustrators.**

*This information sheet is a guide only. Refer to the licence for full terms and conditions.*

## Feedback

Comments and feedback on your licence agreement or the information guides can be sent to us at [hello@onemusic.com.au](mailto:hello@onemusic.com.au)

## Complaints

If you are not satisfied or have an issue with the manner or standard of your interactions with OneMusic Australia you can review our [complaints procedure here](#) and if you wish to proceed with a complaint you can send it to this address [complaints@onemusic.com.au](mailto:complaints@onemusic.com.au)

## Disputes

If you do not agree with how we apply a licence to your business - you disagree about the licence agreement OneMusic has asked you to enter into, our rates or how your licence fees have been calculated - you can:

- send details directly to us at [disputes@onemusic.com.au](mailto:disputes@onemusic.com.au) or 16 Mountain Street, Ultimo, NSW 2007; or
- lodge it directly with our independent third party Alternative Dispute Resolution facilitator, [Resolution Pathways](#).

More information this process and how to lodge a dispute is available at [complaints and dispute resolution](#) on our website.

If you were licensed with PPCA and APRA AMCOS before OneMusic and you consider your annual fee has seen an unexpected increase under the OneMusic scheme, please contact us on 1300 162 162 or [hello@onemusic.com.au](mailto:hello@onemusic.com.au)

If you want to know more about the differences between a "Complaint" and a "Dispute", please see [complaints and dispute resolution](#) on our website.