SERVING AUTHORS WORLDWIDE
AU SERVICE DES AUTEURS DANS LE MONDE
AL SERVICIO DE LOS AUTORES EN EL MUNDO

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Binding Resolutions for Dramatic Societies

Status:	ADOPTED by the Board of Directors (Paris, 12/03/2019 - 13/03/2019) (BOD19-0204) and the General Assembly (Tokyo, 30/05/2019) (AG19-0597)
Date:	13/03/2019 and 30/05/2019
Access rights:	External

Definitions

1. In the Binding Resolutions, unless the context otherwise requires, the words and phrases set out in the left hand column below shall have the meaning given to them in the corresponding right hand column below.

Affiliate	A Creator affiliated by contract with a Member.
Affiliate Information	Any essential data which links an Affiliate to a Society.
Binding Resolutions	The resolutions laid down by CISAC from time to time which are binding on Dramatic Societies Members and, as the case may be, on Client RMEs, and which are set out in this document.
Common Distribution Format	The format used by Dramatic Societies to exchange information on Royalties, the specification for which format is contained in document CTDLV11-1554 as set out on CISAC's website and as amended by CISAC from time to time.
Database	A structured compilation of data contained within an electronic subsystem which allows for the efficient storage, access, management and retrieval of such data.
Documentation	Any essential data required for the identification of a dramatic work and the distribution of royalties associated with such dramatic work.
Dramatic Societies Information System	The Database administered by CISAC which is available via CISAC's web site and which contains detailed data about Dramatic Societies, including but not limited to, data relating to: (a) the Profile; (b) the licensing activities; and (c) the distribution practices of such Dramatic Societies.
Dramatic Society	A Collective Management Organisation for which the administration of Authors' rights in dramatic copyright works is the dominant activity.
Interested Party	A Creator of a dramatic work.
IPI General Description and Business Rules	The rules contained within document ISIP-0021R10 as set out on CISAC's website and as amended by CISAC from time to time.

IPI Number	The IP base number plus any associated IP name numbers which are used to identify an Interested Party and which are allocated and maintained by the IPI System.
IPI System	The Database of Interested Party and Affiliate Information through which an IPI Number is allocated and maintained on behalf of CISAC in accordance with rules defined by CISAC.
Profile	Generic information about a society (type of organisation, organisations to which it is affiliated, etc.)
Repertoire	Each and every dramatic work in which copyright has been, or may be, assigned or licensed to a Member.
Sister Society	A Society represented by another Society by means of a current representation agreement.
User	A person or entity which requires a copyright license

2. Unless the context otherwise requires, the words and phrases:

    a. defined in the Statutes; and

    b. used in both the Statutes and in the Binding Resolutions

    shall have the meaning given to them in the Statutes.

3. Subject to clause 4, the English version of the Binding Resolutions shall be the only authorised text. The Director General shall have translations in French and Spanish made and circulated to the appropriate Members, provided that if there is any divergence or conflict in the wording, the English text shall be authoritative.

4. To the extent that there is any conflict between, or ambiguity relating to, any or all of the Binding Resolutions and the Statutes, the wording of the Statutes shall prevail.

5. Article headings in the Binding Resolutions are for ease of reference only and shall not affect the interpretation of the Binding Resolutions.

Application

6. For the avoidance of doubt, the Binding Resolutions apply to Dramatic Societies which are Members and, as the case may be, to Client RMEs. Binding Resolutions applicable to Client RMEs are listed in the terms and conditions for Client RMEs defined by CISAC. In such cases, the Binding Resolutions shall be deemed to refer both to Members and Client RMEs.

IPI

7. Each Member shall:

    a. ensure that it enters Affiliate Information in respect of each of its active Affiliates into the IPI System and that such Affiliate Information is comprehensive, accurate and up-to-date;

    b. refrain from allocating a new IPI Number to any Interested Party who already has an existing IPI Number contained within the IPI System; and

    c. use the IPI System in accordance with the IPI General Description and Business Rules.

Consultation of Member's Database and Documentation supplied by third parties

8. Where a Member receives a license request to perform a dramatic work from a user, or where a Member has received Royalties from a User in respect of the Exploitation of a dramatic work, such Member shall use its reasonable endeavours to identify the Interested Parties in such dramatic work by consulting, in the following order:

    a. its Database; and

    b. any Documentation supplied to such Member by an Affiliate or by a Sister society

    c. IPI database

Common Distribution Format

9. When sending royalties to a Sister Society, each Member shall use the Common Distribution Format (CDF-DR) to provide details on such royalties.

Dramatic Societies Information System

10. On a regular basis, and in any event no less than once in each calendar year, each Member shall ensure that the Dramatic Societies Information System contains comprehensive, accurate and up-to-date information about such Member.

11. Each Member shall consult the Dramatic Societies Information System before requesting any information from a Sister Society in respect of such Sister Society's activities, documentation, collection and distribution methods.

Implementation process

12. Each Member shall ensure that the Binding Resolutions are implemented in accordance with the schedule stipulated by CISAC at the General Assembly.