

on the RECORD

The newsletter for PPCA Artists March 2010

#15/10

welcome...

Welcome to *On the Record* – PPCA’s newsletter for artists and licensors.

At PPCA’s recent board meeting in Sydney, Universal Australia Managing Director, Mr George Ash, was re-elected Chair. We’d like to thank George for his contribution last year and congratulate him on his re-election - we look forward to another successful year under his chairmanship. Congratulations also to Lindy Morrison on her re-election as Artist Representative.

Last November, PPCA partnered with the ARIA Awards for the first time, the event providing PPCA with a unique opportunity to raise the profile of the organisation. A tremendous celebration of Australian musical talent, PPCA would like to congratulate all of the Award recipients.

As we go to print, organisers of The Australian Music Prize 2009 are set to announce the winner of the \$30,000 cash prize, once again provided by PPCA. Check www.pcca.com.au for the winner’s details!

PPCA has launched a constitutional case in the High Court, challenging 40 year old legislation regarding the commercial radio industry. Please see over for further information on PPCA’s case.

If you’re heading to Song Summit 2010 we hope to see you there - PPCA will host a stand with staff on hand to answer any of your PPCA related queries.

I’d also like to take this opportunity to let you know that I have resigned from my position as CEO of PPCA and, over the next six months, will be assisting in the transition to a new Chief Executive. I have thoroughly enjoyed my eight years in this role and would like to thank everyone who has been so supportive during my tenure.

As always, PPCA welcomes your feedback and should you require any further information regarding PPCA, please go to www.pcca.com.au or phone us on 02 8569 1133.

Regards,

Stephen Peach
PPCA CEO



PPCA releases most played artists and recordings

Every year PPCA compiles the Top 100 Most Played Recordings and the Top 50 Most Played Artists lists. PPCA’s figures have demonstrated the ongoing popularity of the world’s biggest music acts, while at the same time revealing a range of exciting new artists. For the third consecutive year, P!nk tops the Top 50 Most Played Artist Report, and Jason Mraz has taken out top spot on the 2009 Top 100 Most Played Recording Report with his former ARIA top 3 single, “I’m Yours”.



PPCA Top 20 Most Played Artists 2009

1 P!nk 2 Kings Of Leon 3 Katy Perry 4 Lady Gaga 5 Coldplay 6 Fall Out Boy 7 Britney Spears 8 Nickelback 9 **The Veronicas** 10 **Jessica Mauboy** 11 Beyonce 12 U2 13 Rihanna 14 Snow Patrol 15 **The Living End** 16 **The Presets** 17 Kelly Clarkson 18 The Pussycat Dolls 19 Matchbox 20 The Fray

20 Most Played Recordings 2009

Track Name	Artist Name	Track Name	Artist Name
01. I'm Yours	Jason Mraz	11. Gives You Hell	The All-American Rejects
02. Viva La Vida	Coldplay	12. Hot N Cold	Katy Perry
03. All Summer Long	Kid Rock	13. Dream Catch Me	Newton Faulkner
04. Use Somebody	Kings Of Leon	14. Get Shaky - Radio Edit	The Ian Carey Project
05. You Found Me	The Fray	15. Black & Gold - Album Version	Sam Sparro
06. Shake It	Metro Station	16. Let It Rock	Kevin Rudolf
07. So What	P!nk	17. It's Not My Time	3 Doors Down
08. White Noise	The Living End	18. Gotta Be Somebody	Nickelback
09. Sober	P!nk	19. Just Dance	Lady Gaga
10. Sex On Fire	Kings Of Leon	20. I Don't Care	Fall Out Boy

The most broadcast results are taken from the extensive play list and broadcast data collated by PPCA to distribute net licence income to Licensors, Artists and to the PPCA Performers’ Trust foundation. The charts are measured by collating all the recordings that appear in the PPCA radio/TV broadcast logs during the period from July to June each year. Australian artists appear in bold.

For a full run down please visit www.pcca.com.au

PPCA Announces 2010 Board Of Directors

The PPCA Board is made up of members of the recording industry, and includes key staff from the major record labels in addition to artists, licensor and artist management representatives.

PPCA is delighted to announce the re-election of Chair George Ash, along with board members Ed St John, Denis Handlin, Mark Poston, and Bill Cullen. Licensor representative Ashley Sellers’ position on the Board carries through until 30 June this year, whilst artist representative Dinah Lee has a further year to run on her term. The second artist representative role was up for election in January and we are pleased to confirm that Lindy Morrison was the successful candidate and will continue in this role for a further two year term. Thanks to all the registered artists who cast their vote for this artist representative position – please watch the website for further information regarding the election for the Licensor Representative role.

The Winners- 2009 ARIA Awards

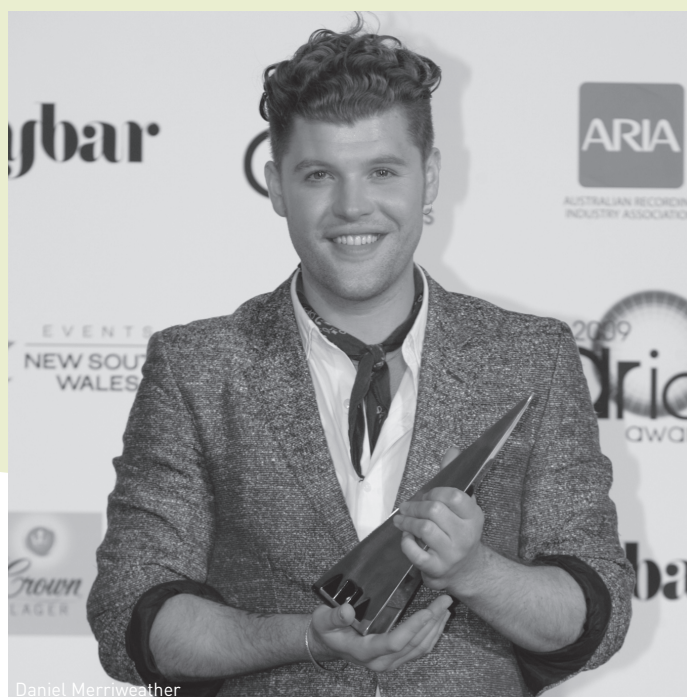
Australian music artists honoured, proudly supported by PPCA

The 2009 ARIA Awards were held on 26th November at Sydney's Acer Arena. PPCA worked with ARIA to support this year's event in an initiative designed to highlight the important function that the organisation carries out in collecting and distributing licence fees, which reward artists for their creative work.

The awards ceremony was the ideal place for PPCA to promote understanding of its role while at the same time demonstrating support for the work of artists and their labels. PPCA regards education about licensing and licence fee collection as a key element of its strategy to grow licence revenue and continue to support Australian artists and record labels. Highlights from the evening included:



EMPIRE OF THE SUN, who capped off an incredible year of worldwide chart success and critically acclaimed live appearances by taking home an impressive four ARIA Awards. They swept the main categories with their instant classic debut album WALKING ON A DREAM which took out the Awards for BEST POP RELEASE, BEST GROUP and the coveted title of ALBUM OF THE YEAR. The effervescent single of the same name garnered the prestigious SINGLE OF THE YEAR. Already awarded



BEST VIDEO (Josh Logue for Mathematics), BEST COVER ART (Aaron Hayward & David Homer – Debaser) and PRODUCER OF THE YEAR (with Donnie Sloan and Peter Mayes) at the ARIA Artisan Awards, EMPIRE OF THE SUN's phenomenal success has shown the true creative prowess of these princes of pop!

Multi-instrumentalist LADYHAWKE (aka Pip Brown) won the ARIA for BREAKTHROUGH ARTIST ALBUM for the moody electro-pop of her self-titled debut album, and followed up with the ARIA Award for BREAKTHROUGH ARTIST SINGLE for the driving dance anthem MY DELIRIUM.



The second dual winner at the 2009 ARIA Awards was AC/DC, receiving the honour for BEST ROCK ALBUM for their sixteenth studio album BLACK ICE, which was also awarded the trophy for HIGHEST SELLING ALBUM. Black Ice was the band's first album after an eight year absence, and saw them again crack the number one spot on charts around the world.

Other winners on the night included JESSICA MAUBOY for HIGHEST SELLING SINGLE for the track RUNNING BACK (featuring Flo Rida), DANIEL MERRIWEATHER for BEST MALE ARTIST for his debut album LOVE & WAR, and Sydney-based songstress SARAH BLASKO for BEST FEMALE ARTIST for AS DAY FOLLOWS NIGHT.

For the full list of winners, including all Artisan and Fine Arts Awards winners, please go to www.pcca.com.au

The Australian Music Prize 2009

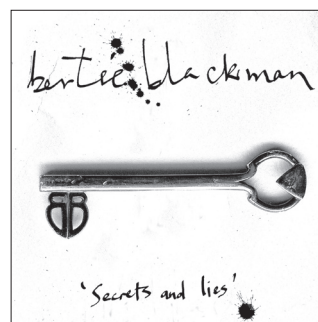
PPCA is proud to support The Australian Music Prize ("The Amp") for another year, once again supplying the \$30 000 cash prize. The Amp has been established to encourage, reward and promote Australian music of excellence. Each year the award is bestowed on an Australian artist or group, after careful consideration by a judging panel. The panel is comprised of Australia's finest and most established musicians, key members of the national music media, as well as personnel from some of the country's leading music retailers. This prestigious prize is awarded based on the outstanding creativity exhibited on an original album released in the relevant year. Along with a cash prize, both the winner and the finalists share in widespread media and retail exposure.

The Amp is unique in Australia - a critically judged award which honours contemporary Australian artists based on their creative excellence. Any artist has the opportunity to be shortlisted and potential to win - regardless of record sales, genre, level of public recognition or record label affiliation.

Since its inception, PPCA has proudly supplied the cash prize, sharing in the aims of The Amp which is to promote the health and growth of the local industry both within Australia and overseas.

The Shortlist for The Amp 2009 is:

'Privileged Woes' by Oh Mercy
'As Day Follows Night' by Sarah Blasko
'Kid Sam LP' by Kid Sam
'Black Across The Field' by Lucie Thorne
'Secrets And Lies' by Bertie Blackman
'For The Birds' by The Mess Hall
'Spitshine' by Urthboy
'Call Signs' by Black Cab
'Wonder' by Lisa Mitchell



The winner will be announced on Friday March 12th at The Sydney Museum of Contemporary Art - please check out www.pcca.com.au for these details, we will post them as soon as they come to hand.

For more information regarding The Amp check out www.australianmusicprize.com.au

New Appointment at Music NSW

Music NSW is delighted to announce Greg Carey as the organisation's new Director Corporate. Commencing in January, Greg has been working alongside Music NSW's creative director Eliza Sarlos. Contact Greg on 02 9699 9706 or greg@musicnsw.com

Song Summit 2010 Proudly Presented by APRA-AMCOS and Events NSW

Song Summit is widely regarded as one of the most valuable information based events on the music industry calendar. A biannual undertaking, Song Summit 2010 will take place between 19th - 21st June at Sydney Convention Centre. Once again PPCA will host a stand and have staff on hand to assist with any queries you may have regarding the function and work of PPCA. If you are attending, please take the opportunity to visit us, we will be very happy to answer any of your PPCA related questions. For ticketing and further information regarding Song Summit, please visit www.songsummit.com.au

PPCA Annual Report

The PPCA Annual Report is now available to view on the website, www.pcca.com.au. The 2008/2009 report highlights all aspects of the organisation's performance, including areas of Finance, Tariff Reviews, Code Of Conduct and Community Support, and provides an overview of the year ahead.

Australian Songwriting Awards - Proudly Supported by PPCA

The Australian Songwriters Association held their 29th Australian Songwriting Awards on Thursday 22 October 2009 at Wests Ashfield Leagues. PPCA Board Members and Artist Representatives Lindy Morrison and Dinah Lee presented the PPCA Award, a cash prize for best live performance on the night. The award went to the young Joe Robinson who performed his brilliant guitar instrumental 'It's Not Easy'. Ross Wilson was inducted into the Australian Songwriters Hall Of Fame 2009, and gave a great live performance of many of his hit songs.

Content Stephen Peach, Lynne Small, Nicole Hart & Lisa Elliott

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Previous editions of *On The Record* - PPCA's newsletter for artists can be viewed on our website, www.pcca.com.au



PASS IT ON

Finished reading? Pass it on to your music industry colleagues or band mates!

Radio Music Price Cap Challenged in the High Court

PPCA, on behalf of Australian recording artists and recording labels, has launched a constitutional case in the High Court challenging 40 year old legislation which unfairly limits the price that the commercial radio industry pays for the recordings it broadcasts.

The High Court will be asked to examine a price cap contained in section 152(8) of the Copyright Act which was introduced in 1969. The price cap limits the amount Australian commercial radio stations can be required to pay to artists and labels to no more than 1 per cent of a broadcaster's gross income, well below rates typically paid by radio elsewhere around the world.

The commercial radio sector now earns revenue of up to a billion dollars a year, but the price cap means that the sector in total pays just \$4-million dollars for all the recordings played each year on Australia's 261 commercial radio stations.

PPCA Chief Executive Stephen Peach said, "For years now, Australian recording artists and record labels have effectively been subsidising a billion dollar industry because of an antiquated piece of legislation."

"Since this inequitable price cap was introduced in 1969, radio operators have built large and profitable networks based on the music that is played every hour of the day but for which very little is paid. All we are seeking, and all that a successful challenge in the High Court will deliver to us, is the right to make our case to the independent umpire, the Copyright Tribunal, for a fair return to artists and labels."

The Australian Constitution requires that any law effecting an acquisition of property – such as a licence of copyright – must be on just terms. PPCA's case will centre on an argument that an arbitrary price cap fails to meet the "just terms" test, particularly given the existence of an independent price regulator in the Copyright Tribunal.

Mr Peach said, "We have lobbied successive governments in relation to this very important issue. In 2006, following a comprehensive review by the then Attorney-General, Federal Cabinet recognised this as an important piece of micro-economic reform and resolved to remove the price cap. Unfortunately, the Bill to implement the reform was delayed and was not enacted prior to the election in 2007."

"Success in the High Court would initiate a process of bringing commercial radio stations more into line with all other users of copyright material, as well as all other users of recordings, who either negotiate a fair market rate or agree to have it set by the independent Copyright Tribunal. There is simply no justification for radio being a special case, protected from the need to pay a fair return to all those who create the recordings upon which they build their very substantial business", continued Mr Peach.

PPCA Chairman George Ash said, "There has been no other copyright in Australia, relating to music or other material, that has been the subject of a statutory price cap. It's well and truly time for this one to go and this High Court case is an important step along that path. The radio industry has had a long-running legislative advantage over other media companies who derive income from content leveraged by advertising. This situation is untenable and, in a new media landscape, must change."

"Commercial radio uses music to attract around 9 million people who tune in every week of the year around the country which enables them, of course, to drive significant revenues. Whilst we have no issue with their revenues and profitability and value our relationship with the industry, it is imperative labels and artists should be fairly rewarded for their contribution to that profitability," Mr Ash said.

PPCA Posts All Time High Distribution to Australian Artists and Copyright Holders

December brought good tidings to PPCA's registered artists and licensors, with an increase in distributions - 2009's distributable surplus was 16% higher than the previous year, at nearly \$17 m, and more than double the amount available for distribution as recently as 2003. The number of self-released artists registered with PPCA continues to grow each year as they become aware of the benefits of including their repertoire in PPCA's blanket licence schemes. At the same time the amount paid directly to artists under the Artist Direct Distribution Scheme is going up year after year, increasing by almost 11% in 2009, as artists register to maximise their direct annual payments. If you were eligible to receive a payment, you should have received it at the start of the year, along with your statement. Please review this statement carefully and call 02 8569 1133 with any queries.

Overseas Royalty Collection Societies

PPCA would like to remind artists to register with overseas sound recording collection societies to ensure maximum return for their works.

US company SoundExchange distributes digital rights royalties and accepts direct registrations from artists and record labels. US copyright law requires users of music across platforms such as internet based webcasts and simulcasts to licence the recording from the copyright owner. Net receipts are then distributed to the record labels and recording artists provided they are registered with SoundExchange. Visit www.soundexchange.com to register or for further information.

Phonographic Performance Limited (PPL) is the UK based collecting society which grants licences for the broadcast and public performance of sound recordings in the UK, and as is the case with PPCA, recording artists need to be registered with PPL in order to receive direct payments. Visit ppluck.com for more.

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