



The National Clogging Organization, Inc.

C.L.O.G. Inc.

and

MUSIC LICENSING

WHAT YOU NEED TO KNOW ABOUT ASCAP, BMI & SESAC

WHAT ARE BMI, ASCAP and SESAC?

BMI (Broadcast Music, Inc.), ASCAP (American Society of Composers, Authors & Publishers), SESAC, are the licensing organizations which were founded so that the creators of music would be paid for the public performances of their works.

WHO NEEDS A BMI/ASCAP/SESAC LICENSES?

Any user of music who plays copyrighted musical works in public, and whose performances are not specifically exempt under the law, needs a license from BMI/ASCAP/SESAC or the members whose works the user wishes to perform. As a clogging instructor, licenses are needed from BMI /ASCAP/ SESAC to cover the music played at your classes, workshops, exhibitions, competitions, and dances throughout the year.

WHY SHOULD I GO THROUGH C.L.O.G. TO GET MY LICENSE?

BMI/ASCAP/SESAC negotiate their fees with users who are often represented by national associations, like the National Association of Broadcasters. What better group to represent the needs of cloggers than C.L.O.G. who for over 20 years has worked to serve the needs of instructors and dancers nationwide. By negotiating with BMI/ASCAP/SESAC on behalf of all cloggers nationwide, C.L.O.G. can insure you that licensing rates will be fair and equitable for all cloggers. In addition C.L.O.G. will receive **NO COMMISSION** for the licenses purchased by its members.

HOW DO I GO ABOUT OBTAINING MY LICENSE THROUGH CLOG?

By joining the hundreds of cloggers from around the country who are members of this organization you can enjoy the low group rates for BMI/ASCAP/SESAC licenses. The membership fee is \$30.00 per year for the organization. We certainly hope all of you will join and support the organization. We need and welcome your membership. You must be a member of C.L.O.G. to be eligible for licensing by BMI/ASCAP/SESAC at these discounted rates. **Simply complete and return the Declarations Page with your fee to obtain your licenses.**

EXCERPTS PARAPHRASED FROM THE BMI/ ASCAP/SESAC LICENSE AGREEMENTS:

A. DEFINITIONS:

"Licensed Premises" - Shall mean any place at which those instructors, who are members of C.L.O.G., conduct classes, workshops, exhibitions, competitions and regular club dances.

"Active Member " - Shall mean a person who conducts one or more of the above defined activities.

"Workshops" - Shall mean educational classes for experienced dancers.

B. BMI/ASCAP/SESAC GRANT:

BMI/ASCAP/SESAC grants to C.L.O.G. members, a non-exclusive license to perform, present or cause the performance at licensed premises, only works which BMI/ASCAP/SESAC shall have the right to grant public performance licenses during the term hereof. The license shall be restricted to performance of music in the manner as described in section C. below and is granted in consideration of the payment of the license fees.

The licenses do not include the following:

1. Dramatic rights, the right to perform dramatico-musical works in whole or in substantial part, the right to present individual works in whole or in substantial part, the right to present individual works in dramatic setting or the right to use the music licensed hereunder in any other context which may constitute an exercise of the "grand rights" therein; or
2. The right to broadcast, telecast, cablecast or otherwise transmit the performance licensed hereunder to persons outside of the licensed premises.
3. The licenses do not authorize performance of music by means of coin-operated phonorecord player (jukebox) as defined in the Copyright Law - (17 U.S.C. Section 116).

C. PERFORMANCES AT LICENSED PREMISES AND RESTRICTIONS

The license granted herein shall be restricted to performances of music by the playing of records, pre-recorded tapes, CD's or other mechanical devices, or via the reception of broadcast audio transmissions on receiving apparatus and amplification thereof through loudspeakers located on the licensed premises, in a designated area on the licensed premises during dances, workshops and dance instruction conducted by C.L.O.G. members.

Such instruction shall be limited to clog, square, round, contra, country western, and modern dancing, as those terms are commonly understood in the dance profession. In no event shall this license authorize performances of recorded music of the following:

1. On the licensed premise (other than incidentally) adjacent to or outside of the area in which dances, workshops and instructional classes are being held,
2. Performances of music at any time other than while such covered events are in session,
3. During athletic classes, dance instruction known as aerobic, gymnastics, slimnastics, jazz dancing as those terms are commonly understood in the dance profession,
4. At any trade shows, conventions, expositions and shopping centers/malls, (The trade show, convention, exposition and shopping center/mall would have its' own license),
5. On any other BMI/ASCAP/SESAC licensed premises or facility.