

# Music Publishing Agreement

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Between                      and

Date:

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By this **agreement** dated

between:

                    having its registered office at                      **(publisher)**

and

                    having its registered office at                      **(songwriter or writer)**.

## Recitals

- A. The publisher is a publisher of musical and literary works (**songs**).
- B. The writer is an author and composer of songs.
- C. The publisher and the writer intend to enter into this agreement for the commercial exploitation of songs written by the writer on the terms and conditions set out in this agreement.

## Operative part

### 1 Definitions

In this agreement unless a contrary intention appears:

**Accounting period** means each semi-annual period of the term and the publication period ending on 30 June and 31 December in any year.

**Album** means a sound recording containing not less than                      performances of songs with a playing time of not less than                      .

**Business day** means a day, not being a Saturday, Sunday or gazetted public holiday, on which banks are open for commercial business where performance of an obligation under this agreement is to take place.

**Business hours** means from 9.00 am to 5.00 pm on a business day.

**Copyright collection agency** means any duly constituted organization which collects revenue on behalf of artists.

**Force majeure event** means:

- (a) any act of God;
- (b) any outbreak or escalation of hostilities (whether or not war has been declared) or any other unlawful act against public order or authority;
- (c) any industrial dispute;
- (d) any governmental restraint; or
- (e) any other event which is not within the reasonable control of the parties.

**Publication period** means the period specified in the **Schedule** during which the publisher is entitled to publish all songs written by the writer and available to it during the term.

**Term** means the term of this agreement specified in the **Schedule**.

**Territory** means the territory specified in the **Schedule** within which the publisher may publish the writer's songs.