



**We are sharing with you important information about the significant changes to UK copyright law in regard to the showing of broadcast television within nurseries, pre-schools, playgroups, creches or other similar areas, an MPLC licence will be required.**

**What has changed and what does this mean?**

The use of DVD/Blu-ray and downloads/streaming (whether film or TV programmes) by a business has been licensable under the provisions of the Copyright, Designs and Patents Act 1988 (CDPA) for some time, however, broadcast television was exempted. There have been some significant changes to Section 72 of the Copyright, Designs and Patents Act 1988 and that the showing of broadcast television programmes and film in public places now requires a copyright licence.

This means if TV programmes and films from our studio partners, whether broadcast on television (terrestrial, Freeview or satellite services), DVD/Blu-ray or viewed from the internet (whiteboards, tablets etc) are shown within nurseries, pre-schools, playgroups, creches or other similar areas, an MPLC licence will be required.

**What do we need to do?**

If you do show TV programmes and films from our studio partners, whether broadcast on television (terrestrial, Freeview or satellite services), DVD/Blu-ray or from the internet (whiteboards, tablets etc), then please now make the necessary licence application to MPLC. To further clarify, the MPLC licence is required in addition to the TV Licence.

**How much does it cost?**

The fee is £3.29 + vat per child place, per year.

**How do I obtain a Licence?**

To apply for the licence, please complete and return the application form below to MPLC. We will send your licence and invoice by return.

If you require further information please refer to the following Frequently Asked Questions.



# APPLICATION FORM

## Nurseries, Pre-Schools, Playgroups & Crèches

To apply for the licence, please complete the shaded areas of the application form below.

**Organisation:** \_\_\_\_\_

**Address:**  
\_\_\_\_\_  
\_\_\_\_\_

**Postcode** \_\_\_\_\_

Status: \_\_\_\_\_  
Client Reference: \_\_\_\_\_  
Date: \_\_\_\_\_

**Tel:** \_\_\_\_\_

**Email:** \_\_\_\_\_

<b>Licence fee:</b>	<b>£3.29 + VAT per child place</b>	<b>Number of child places</b>
		<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

I hereby request and agree to an MPLC Umbrella Licence®, subject to the terms and conditions provided on line at [www.mplcuk.com](http://www.mplcuk.com) or upon registration.

**Name:** \_\_\_\_\_

**Signature:** \_\_\_\_\_

**Job Title:** \_\_\_\_\_

**Date:** \_\_\_\_\_

Please return your completed application form by email ([applicationuk@mplc.com](mailto:applicationuk@mplc.com)), fax (01323 439354) or to our Freepost address (no stamp required):

**FREEPOST RRYS-KKRY-SLKU**  
**Motion Picture Licensing Company**  
**MPLC House,**  
**4 Saffrons Road**  
**Eastbourne,**  
**BN21 1DG**

<i>For office use only:</i>	Client No:	Licence No:	JGUK19
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### Q. Why am I being asked to buy an MPLC licence now?

A. In June 2016 there was a change in copyright law which means that a business now requires a licence to show television programmes and/or films on their premises.

The use of home entertainment DVDs and downloads, whether rented or purchased are intended for home use only, as per the Copyright, Designs and Patents Act. Following some recent changes to Section 72 of the Act, this does now include the showing of broadcast television in public. If a business screens TV programmes and/or films then they are considered a 'public performance' and illegal unless licensed. It is an organisations responsibility to ensure the correct licence is in place to cover television programmes and/or film use on company premises, or guarantee that such content is not displayed.

### Q. What is the MPLC Umbrella Licence?

A. The MPLC is the licence provider to over nine hundred (900) Hollywood, Bollywood and independent film studios together with TV producers. It covers studios including Twentieth Century Fox, BBC Worldwide, Discovery Channel, Granada Films & Television, Walt Disney, ITV Productions, Dreamworks, Touchstone, Lionsgate, Miramax, Paramount, Pixar and Universal Studios. The licence allows unlimited showings of our studios' and producers content and there is no reporting of use or any other administration required. Just simple annual cover at one low annual fee.

### Q. I already pay for a TV Licence. Why do I need an MPLC licence as well?

A. Your TV Licence covers the use and installation of TV receiving equipment at the premises specified on the licence. It doesn't cover business premises for the public performance of copyright material contained within films and television programmes.

### Q. We already hold a PRS/PPL Licence, why would we also need an MPLC Umbrella Licence?

A. The PRS/PPL are totally separate organisations to Motion Picture Licensing Company (MPLC). They manage music rights only. MPLC are providing the same service for Hollywood and independent film studios together with TV producers. Screening a film or TV programme whether broadcast on TV, on home entertainment DVD/Blu-ray or viewed from the internet requires a licence from MPLC.

### Q. Do all nurseries, pre-schools, playgroups and crèches need the licence? Are there any exceptions?

A. The Copyright, Designs and Patents Act 1988 section 34 provides that certain performances (e.g. Restricted to teachers and pupils at an "educational establishment") are not a public performance for the purposes of infringement of copyright. Section 174 of the Act summarises the meaning of "educational establishment" including "school". However, in law, nurseries, pre-schools, playgroups and the like are not such establishments. Accordingly, the use of our studio partners copyright material in those premises, whether as part of any government curriculum or otherwise, does need to be licensed with MPLC.

### Q. We do not show films, only television programmes. Do we still need a licence?

A. Yes, the definition of the word 'film' within the Copyright, Designs and Patents Act is important. It is defined within the act as a "recording on any medium from which a moving image may by any means be produced", therefore does not only cover film, but instead covers any creative work, which will include not only films, but also television programmes. MPLC's licence represents not only Hollywood and independent film studios but also TV producers.

### Q. What if we do not provide children with live, real time broadcast television/film?

A. An MPLC licence is still required whether you show television programmes/films whether broadcast live, or on demand (e.g. downloads, streaming, DVD/Blu-ray)

### Q. Are there any TV channels or programmes that do not require an MPLC Licence?

A. An MPLC licence is not required if you are only broadcasting sports (for example SKY Sports & BT Sport) and/or dedicated news or music channels. To prevent liability for the fee you must have a mechanism in place to ensure that no TV programmes or films are inadvertently shown at any time.

### Q. We only show TV programmes and/or film in staff rest areas. Do we still need a licence?

A. Yes, the licence is required whether the screenings are for children and/or staff.

### Q. Where can I get further information on changes to Section 72 of the Copyright, Designs and Patents Act?

A. The Intellectual Property Office (IPO) have produced a guidance document. A copy can be obtained from the IPO or from MPLC on request.

### Q. How much is the licence?

A. The licence fee is based on the number of child places at £3.29 + vat per child place, per year.

### Q. How can I get a licence?

A. To apply for your licence, please complete and return an application form. Alternatively, simply call one of our licensing representatives to arrange a licence on 01323 356100, email [childcare@mplc.com](mailto:childcare@mplc.com) or visit [www.mplcuk.com](http://www.mplcuk.com).

### Q. Who are the MPLC?

A. The Motion Picture Licensing Company (MPLC) was established over 30 years ago. The licence is now provided in over 26 countries around the world. This includes in schools, on board coaches, trains, libraries, child-care centres, nurseries and kids clubs, in HM Prisons, on oil rigs, for corporate training, in churches, in healthcare centres, gyms, hotels, private clubs, bars and restaurants, within government services and within retailers.

MPLC are Corporate Affiliate Member of Trading Standards (025343), part of their 'Buy with Confidence' Scheme (ref: 1588/05) and joined a Primary Authority Partnership with East Sussex Trading Standards. As well as this we are a member of the Federation Against Copyright Theft (FACT) organisation and listed with the governments Intellectual Property Office - [www.gov.uk](http://www.gov.uk) see – "Licensing bodies and collective management organisations". You can also find us listed on the National Day Nurseries Association (NDNA) suppliers guide.

### Q. What are the penalties for screening without the licence?

A. The Copyright, Designs and Patents Act in §107 prescribes damages for infringement of copyright that may subject you to substantial fines and penalties. In addition, Section 97(2) of the act allows the court to consider the flagrancy of the infringement and any benefit, in order to award additional damages.

### Q. Who would prosecute?

A. The Federation Against Copyright Theft Organisation (FACT). They work with the Police, Trading Standards and Customs and Excise departments to investigate and prosecute illegal showings on behalf of the film and TV industry.

### Q. How can I contact MPLC?

E. [lgane@mplc.com](mailto:lgane@mplc.com)  
T. 01323 649647 (ext.3567)  
W. [www.mplcuk.com](http://www.mplcuk.com)

