

COMMONWEALTH OF AUSTRALIA
Copyright Act 1968

IN THE COPYRIGHT TRIBUNAL OF AUSTRALIA
FILE NO. CT1 OF 2021

REFERENCE BY: Australasian Performing Right Association Limited ABN 42 000 016 099
Australasian Mechanical Copyright Owners' Society Limited ABN 78 001 678 851 (**APRA AMCOS**)

under Section 154 of the *Copyright Act 1968 (Cth)*

ORDER

TRIBUNAL: **PERRAM J (Acting President)**

DATE: **21 JULY 2022**

WHERE MADE: **SYDNEY**

THE TRIBUNAL ORDERS THAT:

1. To the extent that any of the documents answerable to 1(g) and 1(i) in the summons issued to Apple Pty Ltd (**Apple**) on 21 July 2022 are not in the power, custody or control of Apple, Apple is to take all reasonable steps available to it to obtain the documents, or copies thereof, and produce those documents. If the documents are not produced by 4:00pm on 19 August 2022, Apple, by a representative having knowledge of the facts, is to file and serve an affidavit as to Apple's efforts made pursuant to this order.
2. To the extent that any of the documents answerable to 1(g) and 1(i) in the summons issued to Network Ten All Access Pty Limited (**Paramount+**) on 21 July 2022 are not in the power, custody or control of Paramount+, Paramount+ is to take all reasonable steps available to it to obtain the documents, or copies thereof, and produce those documents. If the documents are not produced by 4:00pm on 29 August 2022, Paramount+, by a representative having knowledge of the facts, is to file and serve an affidavit as to Paramount+'s efforts made pursuant to this order.
3. To the extent that any of the documents answerable to 1(g) and 1(i) in the summons issued to The Walt Disney Company (Australia) Pty Ltd (**Disney**) on 21 July 2022 are not in the power, custody or control of Disney, but are in the power, custody or control

of Disney's own group of entities, Disney is to take all reasonable steps available to it to obtain the documents, or copies thereof, and produce those documents. If the documents are not produced by 4:00pm on 29 August 2022, Disney, by a representative having knowledge of the facts, is to file and serve an affidavit as to Disney's efforts made pursuant to this order.

4. To the extent that any of the documents answerable to 1(g) and 1(i) in the summons issued to Netflix, Inc (**Netflix**) on 21 July 2022 are not in the power, custody or control of Netflix but are in the power, custody or control of Netflix's own group of entities, Netflix is to take all reasonable steps available to it to obtain the documents, or copies thereof, and produce those documents. If the documents are not produced by 4:00pm on 29 August 2022, Netflix, by a representative having knowledge of the facts, is to file and serve an affidavit as to Netflix's efforts made pursuant to this order.

Date that entry is stamped: 21 July 2022



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The Hon Justice Nye Perram, Acting President