

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 (President)

**DATE:** 19 FEBRUARY 2024

**WHERE MADE:** SYDNEY



**THE TRIBUNAL ORDERS THAT:**

**Evidence**

1. By 23 April 2024, each Respondent file and serve any evidence that it wishes to rely upon in relation to the APRA AMCOS Amended Scheme, consisting of lay and expert statements and a document bundle.
2. By 23 April 2024, Stan Entertainment Pty Limited (**Stan**) file and serve its evidence in chief in support of its proposed scheme (**Stan Proposed Scheme**), consisting of lay and expert statements and a document bundle.
3. By 23 April 2024, Netflix, Inc. (**Netflix**) file and serve its evidence in chief in support of its proposed scheme filed on 3 February 2022 (**Netflix Proposed Scheme**), consisting of lay and expert statements and a document bundle.
4. By 14 May 2024, Stan file and serve submissions in chief on matters relating to the Stan

Proposed Scheme on which it bears the onus addressing:

- (a) findings of non-expert facts which will be sought;
- (b) findings on expert matters which will be sought; and
- (c) brief comments on each clause of the Stan Proposed Scheme.

5. By 14 May 2024, Netflix file and serve submissions in chief on matters relating to the Netflix Proposed Scheme on which it bears the onus addressing:

- (a) findings of non-expert facts which will be sought;
- (b) findings on expert matters which will be sought; and
- (c) brief comments on each clause of the Netflix Proposed Scheme.

6. By 14 May 2024, each Respondent file and serve submissions that it relies upon in relation to the APRA AMCOS Amended Scheme, addressing:

- (a) APRA AMCOS' submissions filed and served on 21 November 2022;
- (b) the tables of findings of fact and expert matters sought by APRA AMCOS filed and served on 10 February 2023 (**APRA AMCOS Findings Sought**);
- (c) any additional findings of non-expert facts and expert matters that will be sought by the Respondent;
- (d) issues on which it bears the onus in the Table of Key Issues (as defined in the orders of 23 December 2021) (unless any have been completely resolved by the ADR process as previously ordered by the Tribunal); and
- (e) brief comments on each clause of the APRA AMCOS Amended Scheme.

7. By 24 May 2024, the Respondents file and serve a consolidated response to the APRA AMCOS Findings Sought, indicating whether each of the Respondents agrees, disagrees, or takes another position in respect of each finding sought.

**Case management hearing**

8. The matter be listed for a directions hearing on Tuesday 28 May 2024 at 9.30 am.

Date that entry is stamped: 19 February 2024



A handwritten signature in blue ink, appearing to read "Nye Perram", is written over a dotted line.

The Hon Justice Nye Perram, President