

COMMONWEALTH OF AUSTRALIA

Copyright Act 1968

IN THE COPYRIGHT TRIBUNAL OF AUSTRALIA
FILE NO. CT 2 OF 2022

FREE TV AUSTRALIA LIMITED (ACN 101 842 184)
Applicant

PHONOGRAPHIC PERFORMANCE COMPANY OF
AUSTRALIA LIMITED (ACN 000 680 704)
Respondent



ORDER

TRIBUNAL: PERRAM J (President)

DATE: 21 DECEMBER 2023

WHERE MADE: SYDNEY

BY CONSENT, THE TRIBUNAL ORDERS THAT:

1. Subject to Order 2 below, the documents in the attached schedule produced by APRA AMCOS pursuant to the summons dated 16 October 2023 (**APRA AMCOS Restricted Access Documents**), and any document produced in future by APRA AMCOS and marked 'Restricted Access', be treated as 'Restricted Access' and may only be made available to, and copied for use by, individuals who are entitled to access such documents pursuant to the Confidentiality Orders of the Tribunal dated 28 March 2023.
2. If a party to the proceedings wishes to contest or amend the confidentiality classification of the APRA AMCOS Restricted Access Documents:
 - a. That party must first notify APRA AMCOS and the other party to this proceeding, and seek to agree on the amendment by negotiation.
 - b. If agreement cannot be reached, that party must provide a short written submission to the Tribunal relating to a variation of the classification, and serve that written submission on APRA AMCOS and the other party to this proceeding.
 - c. Any party opposing that variation of the classification will then have the

opportunity to provide a short written submission in answer, which must be provided to the Tribunal and served on both parties to the proceedings within 10 days of receipt of the submission referred to in (b) above.

- d. The matter will be determined by the Tribunal on the papers unless the Tribunal considers an oral hearing appropriate or any party or third party requests the opportunity to provide short oral submissions.

Date that entry is stamped: 21 December 2023


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The Hon Justice Nye Perram, President

