

# REGULATION

## No. 1271/2016, on Temporary Reimbursements for Recorded Music

### 1. gr.

Up to 25% of the recording cost enumerated in Article 6. of Act No 110/2016, on Temporary Reimbursements for Recorded Music, incurred in the recording of phonograms in Iceland, or, as appropriate in other EEA member states c.f. para 2. of Art 2 of the Act, may be reimbursed

### 2. gr.

Application for reimbursement of recording cost shall be submitted to the Ministry of Industry and Innovation.

If a producer of a phonogram is more than one person, those persons shall file application jointly to the Ministry.

### 3. gr.

A committee appointed pursuant to article 4 of Act No 110/2016 reviews submitted applications that are to be made in accordance to the Ministry's instruction on the form of applications.

### 4. gr.

In order for a producer to be reimbursed for recordings that have been released and made accessible to the general public, the following requirements shall be met:

- a) The combined playing time of the recorded music is thirty minutes.
- b) Not more than 18 month passed between the release of the oldest phonogram until the most recent phonogram was released
- c) No more than six months have elapsed since the release of the latest phonogram until application was submitted to the Ministry.
- d) Itemised accounts are official for eligible costs incurred while recording, along with copies of invoices.
- e) Information on the parties involved in the recording and performing.
- f) Information on how and when the phonograms were released and made accessible to the general public.
- g) \*An ISRC code has been allocated to the phonograms and they have been fully registered at [www.hljodrit.is](http://www.hljodrit.is) when the phonograms are released in Iceland.
- h) The final registration of recorded works has been completed with authorised copyright societies along with a proof of payment to authors, if applicable.
- i) Information regarding how the phonograms were made accessible to the general public.
- j) The producer does not have outstanding taxes or other debts to the State or municipalities or other outstanding general government payment claims.

### 5. gr.

Up to 25% of the following cost may be reimbursement:

- a) Hourly studio rates for recording.
- b) Wage expenses incurred during the recording for hired performers, producers, engineers or studio personnel.
- c) Post-production (including sound mixing and mastering).
- d) Travel and transport costs for musical instruments and lead performers.
- e) Own salary, cf. Article 7. of law No. 110/3016.

### 6. gr.

The following information shall accompany the application:

- a) Summary of the phonograms which are the subject of the application. Stating who is the lead performer on the phonograms and other performers. The combined playing time of the recorded music and information regarding when and how the phonograms were released.
- b) Information of the phonogram's ISRC code and the registration on hljodrit.is if the release was made in Iceland.
- c) Confirmation from STEF or other copyright associations/collective rights management system from the country in which the phonograms were released stating that the publisher has paid all royalties for the phonograms.
- d) Declaration from the Director of Custom or the sheriff (public authorities in Iceland) stating that the publisher is not behind on any public dues.
- e) Information whether the publisher has received reimbursement for recording of music in the last three years.

7. gr.

When applicable, following information shall accompany the application:

- a) Invoice from a recording studio and proof of payment
- b) Invoice for wage expenses for hired performers and technicians and proof of payment.
- c) Invoice for post-production and proof of payment.
- d) Invoice for travel- and moving cost of instruments and lead performers.
- e) Invoice for own salary c.f. Article 7 of Act No 110/2016.
- f) Information concerning public grants in connection to the release of the phonograms.

8. gr.

A committee c.f. Article 4. of law No. 110/2016 shall examine the applications, assesses whether the conditions for reimbursement are met and submits recommendation to the minister on the handling of the application.

When assessing applications for reimbursement, the committee may seek opinions from specialists on what is a reasonable eligible cost.

9. gr.

If the applicant has received grants from public parties for release of the same phonograms the grant is subtracted from the production cost pursuant to Article 5.

The combined cost of a public parties and the total amount of reimbursement pursuant to Article 1 shall not exceed 85% of the total eligible cost.

Amounts reimbursed under this Regulations shall be subject to allocations made by the Althingi in the State Budget

10. gr.

The regulation is issued on the basis of Act No 110/206, on law on Temporary Reimbursement for Recorded Music and shall take effect immediately