



REPUBLIC OF KENYA

KENYA COPYRIGHT BOARD
OFFICE OF THE ATTORNEY GENERAL AND
DEPARTMENT OF JUSTICE



KENYA COPYRIGHT BOARD

Ref: PUBLICCOMM/OCT/2022
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Date: October 7, 2022
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KENYA COPYRIGHT BOARD (KECOBO) STATEMENT ON THE COMMENCEMENT OF COLLECTIVE MANAGEMENT ORGANISATIONS LICENSING PROCESS

Following the High Court judgment in HCCR PET/E 435 OF 2020 (Music Copyright Society of Kenya vs. Kenya Copyright Board and two others) and ruling on HCCRPET/E276/2021 (Kenya Copyright Board vs. Office of the Attorney General and Music Copyright Society and 4 others), the Kenya Copyright Board (KECOBO) is now commencing the process for licensing CMOs for the year 2023. KECOBO is therefore inviting expression of interest from interested entities wishing to be considered for license to operate as a CMO in 2023.

The applications for license must be received NOT later than 5 pm, October 25, 2022.

The statutory requirements for licensing as a Collective Management Organisation are found in the Copyright Act and the Copyright (Collective Management Organisations) Regulations. Any clarifications on this can be obtained by writing to the Executive Director, Kenya Copyright Board (KECOBO).

Organisations that have previously been licensed shall be subject to forensic Audit in due course. Members of the operating CMOs and the public are invited to raise any concerns or objections in writing on any operating CMO or on the process to KECOBO. Further comments shall be invited after application period is closed.

Any entity seeking the CMO License must demonstrate the following:-

1. Adherence to good corporate governance practices including holding of elections as provided under their governing rules
2. Capacity and demonstrated experience to manage royalty efficiently
3. Compliance with Copyright Act and Regulations
4. Compliance with other national statutory regulations

In addition, previously licensed CMOs must:

- a. Demonstrate level of compliance with previous year's license conditions.
- d. Render Account for monies received from both local and international sources in the last three (3) years.
- e. Provide Verifiable and complete member information

Once the process of licensing of a suitable Collecting Management Organization (or societies) is complete, the review of the music licensing tariff shall be commenced.

Issued by:
Edward Sigei
Executive Director
KENYA COPYRIGHT BOARD

“Protecting Copyright, Encouraging Creativity”
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