

Kootenay Co-operative Radio Policy: Syndication

1.0 INTRODUCTION

1.1 Definitions

Syndication	Obtaining monetary remuneration for audio from a live radio program broadcast on Kootenay Co-op Radio (generally for purposes of re-broadcast by another station or stations).
Programmer	A person who has been approved for a regularly scheduled program on Kootenay Co-op Radio. Regularly scheduled programs use station airtime and are broadcast from the station using its resources and equipment, even if preparation for the program is done outside the station using other non-station resources.
Volunteer	A person who donates time and energy to the station without expectations of financial remuneration.

1.2 Related Policies and Procedures

Kootenay Co-op Radio Rules
Equipment Rental Policy & Procedure

2.0 Specifications

This policy is based on the assumption that all programmers of Kootenay Co-op Radio are volunteers, and that volunteers of the station do not receive financial compensation for preparation, content, or broadcast of their programs, or for activities that are made possible through use of the station's resources. Any programmer who receives or intends to receive financial compensation related to their program must follow the policy below. Any volunteer who receives or intends to receive financial compensation for activities made possible through use of the station's resources should refer to the equipment rental policy.

In circumstances where the station broadcasts programs whose programmers are being paid by the station (via project funds) or by outside sources, or which are imported by the station for a fee, these facts must be submitted to the selection committee (in the context of a program proposal) and/or to the station manager prior to the program selection process. The selection committee is then responsible for approving broadcast of the programs in question or committing station resources to such projects with full knowledge of the remuneration arrangements involved. In making decisions to broadcast programs that violate the co-op rule requiring programmers to be volunteers, the selection committee will examine the benefit of airing such programs for the station and listening community, and hence the benefit of providing station airtime to these programs.

2.1 Conditions for receiving remuneration for programs broadcast on KCR

2.1.1 Remuneration for written material

A programmer may obtain financial remuneration for transcripts, scripts, or written excerpts from his/her program broadcast on KCR at any time, provided that the following conditions are met:

- 1) Anyone else involved in speaking on or preparing for the program, or anyone whose words are quoted in the program grants his/her permission, and
- 2) All references to the station, including station IDs and sponsor mentions are removed prior to distribution.
- 3) The station is notified that this material is being distributed and that remuneration is being received.

2.1.2 Remuneration for audio material

A programmer may obtain financial remuneration for audio portions of programs broadcast on KCR under the following conditions:

- 1) The station must be notified that such remuneration will be received, and if the program is not yet being broadcast, it must go through the regular program selection process and information about remuneration must be provided in the program proposal.
- 2) If the program is produced in full or in part at the station, KCR must be compensated for use of resources, equipment, and studio time at a rate of \$20 per hour (to include broadcast and preparation time), or at a higher rate yet to be negotiated if a station-supplied technician is required. Station resources must still be equally available to other programmers, and priority will not be given to programmers who pay for equipment use. Programmers who produce the entire audio portion of programs using their own equipment and resources will only be required to pay this fee to cover use of station resources during the actual airtime for their program. Exceptions to these rules are outlined in section 2.2 below.
- 3) All references to Kootenay Co-op Radio (including call letters and frequency), and all references to local sponsors must be removed prior to the program being distributed.
- 4) The program must not be marketed in conjunction with Kootenay Co-op Radio, nor will the station's name or logo be used for this purpose, unless permission has been granted (see 2.2 below).
- 5) The station manager agrees to release the audio material from the logger for such use. If the above conditions are not met, the station manager may not agree to release the program from the logger for the purpose of obtaining remuneration. Programmers are reminded that copyright issues exist in releasing material from the logger, and that the service provided by the station of making CD copies of programs and providing an online program archive are for personal use only, unless a prior arrangement has been reached with the station.
- 6) Copyright permission must be obtained from SOCAN or other appropriate agencies if music or other copyrighted audio material is included in the program. KCR is only licensed through its SOCAN fees to broadcast music on its own airwaves, and is not licensed to broadcast spoken word material from television, movies, or live speakers without express permission of the copyright holder or speaker, nor is it licensed to copy, distribute, or sell music.

2.2 Exceptions

Exceptions to the resource and equipment rental fees can be made under the following circumstances:

- 1) The programmer may submit a program proposal to the selection committee prior to broadcasting or producing a program that describes the programmer's intention to receive financial remuneration. The selection committee will then make a decision about whether to allow the program to proceed at no cost based on their analysis of the benefits of providing the station's resources and airwaves to enable the community to hear the program in question.
- 2) The programmer may submit a proposal mid-programming season (after it has already been approved by the selection committee under the assumption that the programmer is a volunteer) to the board of directors asking for the equipment and studio rental fee to be waived on the grounds that the program in question is of enough benefit to the station and listening audience that the financial remuneration being received by the programmer is inconsequential, or may help the programmer create a higher quality program. The fee may be waived at the board's discretion.
- 3) The programmer may approach the station manager with a view to creating a partnership where the station shares in the financial remuneration and provides additional support or resources for distribution of the program in question. In this circumstance, the station manager may give permission for the station's name, logo, call letters, or frequency to be used to help promote the program and provide an organizational affiliation and greater credibility for it. The station manager reserves the right to refuse to give this permission.
- 4) The programmer may choose to distribute the program on a non-profit basis and charge only enough money to cover the costs of production and distribution of the program. In this situation, the programmer must approach the station manager, who may give permission for the station's name, logo, call letters, or frequency to be used, or for additional support or resources to be provided, as described in #3 above. If the station manager is not comfortable associating Kootenay Co-op Radio with the program in question, he/she may require that all references to the station be removed, and that the program be distributed and marketed without reference to the station.

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