

# MEMBERSHIP FORM



## PERSONAL DETAILS

Name \_\_\_\_\_

Credited Name/s (if different) \_\_\_\_\_

Company Name \_\_\_\_\_ ABN \_\_\_\_\_

Date of birth \_\_\_\_\_ Place of birth \_\_\_\_\_ (day/month/year)

Country of birth \_\_\_\_\_ Nationality \_\_\_\_\_

Are you a resident of Australia for tax purposes?  Yes  No

Address \_\_\_\_\_

Phone (including area code) \_\_\_\_\_ (W) \_\_\_\_\_ (H)

Mobile \_\_\_\_\_

Email \_\_\_\_\_

Main Occupation \_\_\_\_\_

## ASDACS MEMBERSHIP

I HEREBY apply to become a member of ASDACS and, subject to my application being approved, I appoint ASDACS as my agent to collect, administer and distribute all remuneration (including such remuneration which is collected by any Collecting Society) arising from the Relevant Rights in those Cinematograph Films (including television programs) in which I was the director.

Relevant Rights means the right of Screen Directors to receive remuneration under the national legislation of any country which confers a right of remuneration on screen directors as an author of a Cinematograph Film, including but not limited to:

- (a) the actual or presumed use of recording machines and recording material for private copying of Cinematograph Films;
- (b) the retransmission of broadcasts of Cinematograph Films including but not limited to on pay or cable television; and
- (c) the rental of copies or duplicates of Cinematograph Films.

I acknowledge that ASDACS shall determine my eligibility for membership in accordance with the ASDACS' Memorandum and Articles of Association ('ASDACS' Articles' which expression includes any amendments to the ASDACS' Articles from time to time).

## DEDUCTIONS AND FEES

I acknowledge that from the remuneration received on my behalf, ASDACS may deduct an amount for all proper and reasonable expenses of and incidental to the management and operation of ASDACS (administrative fee); an amount for the cultural and charitable purposes fund (cultural purposes fee); an amount for membership of ASDACS (membership fee); and any other amounts that ASDACS is entitled to deduct in accordance with the ASDACS' Articles.

The membership fee is payable to ASDACS except where the applicant is a financial member of the Australian Directors Guild (ADG) or the Directors and Editors Guild of New Zealand (DEGNZ) or concurrently joins ADG or DEGNZ and ASDACS. It is currently calculated as follows: after deduction of administrative and cultural fees, ten per cent (10%) of each claim paid.

**Please choose one of the following ways to pay the ASDACS membership fee:**

- I am a current financial member of the ADG or DEGNZ. (No ASDACS membership fee)
- I wish to join ADG or DEGNZ. Please find enclosed my completed form.
- I am not and do not wish to become a member of ADG or DEGNZ. I hereby authorise ASDACS to deduct the membership fee for ASDACS from the monies payable to me.

**MEMORANDUM & ARTICLES OF ASSOCIATION**

By making this application, I agree to be bound by the ASDACS' Articles, a copy of which is available on my request or by inspection at the ASDACS office. I agree to promptly advise ASDACS of any changes to the information supplied by me.

Words and expressions used in this document shall have the same meaning as in ASDACS' Articles (unless the context requires otherwise).

**WARRANTY & INDEMNITY**

I acknowledge that before any monies are distributed to me by ASDACS:

- (a) I will be obliged to provide to ASDACS the required Warranty and Indemnity form in which I warrant that I am the director of the Cinematograph Film (which may include a television program) identified in the claim; and
- (b) I may be obliged to provide to ASDACS or any collecting society that ASDACS may receive monies from, such documentation as ASDACS or such collecting society may reasonably require from time to time, including provision of warranties additional to those given by me in the Warranty and Indemnity form.

**VOLUNTARY RIGHTSHOLDER SERVICE**

In the event that I am the director of a Cinematograph Film and:

- (a) I own or control the copyright in that Cinematograph Film; or
- (b) I have retained the right to receive remuneration under the national legislation of any country which confers a right of remuneration on a screen director as an owner of the copyright in that Cinematograph Film, then I may apply to participate in ASDACS'

Voluntary Rightsholder Service.

I acknowledge that, if I apply to participate in ASDACS' Voluntary Rightsholder Service, then ASDACS will require me to execute and deliver such further registration and other documents as may be requested by ASDACS from time to time, including provision of warranties additional to those given by me in the Warranty and Indemnity form.

- I wish to apply to participate in ASDACS' Voluntary Rightsholder Service.

**TERMINATION**

I acknowledge that I may terminate this agreement and resign as a member of ASDACS by giving written notice to ASDACS. I acknowledge that, if I cease to be eligible for membership, ASDACS may terminate this agreement (and remove me from ASDACS register of members) by giving written notice to me. I acknowledge that membership will cease after one month of receipt of any such termination notice.

**AGREEMENT**

**Signed by the Applicant:**

**Signed for ASDACS:**

\_\_\_\_\_

\_\_\_\_\_

**Dated:** \_\_\_\_\_  
(day/month/year)

**Dated:** \_\_\_\_\_  
day/month/year)