

### Annex no 3

SONG TITLE	TIME	ISRC
<b>ARTISTS (SOLOIST / INSTRUMENTAL ARTIST / VOCAL BACKING)</b>		
<p>1.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>2.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>3.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>4.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>5.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>6.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p>		
<b>AUTHORS (COMPOSER / ARRANGEMENT / ORCHESTRATOR / LYRICIST)</b>		
<p>1.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>2.....ID/PASSPORT.....  series.....no..... as.....</p> <p style="text-align: center;">Signature</p> <p>3.....ID/PASSPORT.....</p>		

series.....no..... as.....  <div style="text-align: center; margin-top: 20px;">Signature</div>
4.....ID/PASSPORT..... series.....no..... as.....  <div style="text-align: center; margin-top: 20px;">Signature</div>
<b>PUBLISHER (EDITOR)</b>  .....fiscalcode.....legally represented by..... .....as.....  <div style="text-align: center; margin-top: 20px;">Signature</div>
<b>PRODUCER</b>  .....fiscalcode.....legally represented by..... .....as.....  <div style="text-align: center; margin-top: 20px;">Signature</div>

Notes 1. The quality is mentioned, in relation to the specific options: soloist, instrumentalist, composer, lyricist, arranger

The undersigned, holders of copyright and ancillary rights to the above-mentioned song, entered in the pre-selection and National Selection for participation in the Eurovision 2023 Competition, as well as in case of winning the National Selection, in the Eurovision 2023 final in Liverpool, United Kingdom, between 9-13 May 2023,

I. We guarantee the following:

- the song entered in the Eurovision Song Contest 2023 (lyrics / music) is original and does not affect the rights held by third parties;
- we own all the rights granted and we are responsible for any third parties claim in connection with the rights granted to SRTV;
- the song has not been released on any audio or video medium for distribution, has not been broadcast on any radio, television (public or private, national or local) channel, or the Internet, or has been made public in any way (including concerts), in full or sequentially, before **September 1, 2022**;
- the text of the song does not discredit the Eurovision 2023 contest and has no obscene, discriminatory, political or advertising content.

- II. **We assign** the copyright and / or related rights regarding the song, the performances and the recordings made on the occasion of participating in the pre-selection, the National Selection for the participation in the Eurovision 2023 Contest, as well as in case of winning the National Selection, in the Eurovision 2023 final in Liverpool, Great Britain with the condition of collecting the remunerations from the collective management organizations. If the proposed song is chosen for the participation within the National Selection of the contest, we undertake to cede to SRTv a percentage between 10% and 30% of the rights of any kind to use the song, a percentage to be determined following negotiations.

**The assignment** of the patrimonial copyrights and related rights has an exclusive character for the Romanian territory, for the use of the registration of the song and of the artistic performances within the contest.

The assigned rights are transferable to EBU or its partner for the exploitation of the contest entries through any offline or online channel.

***Rights granted:***

- a) **Right of fixation** - the right to record the song, its interpretation (audio and visual) within the performances (from the pre-selection, the national selection and the Eurovision Song Contest), including at each rehearsal / general rehearsal;
- b) **Reproduction** - reproduction of the song, fixed performances or recordings (master) on any type of support, including lyrics or translations thereof (for example, in brochures that are made available to the public, at the venue of the show or accompanying CD/DVD commercial media, for subtitling or dubbing, for Karaoke with or without audio support);
- c) **Distribution, rental and / or lending** - of the song, fixed performances or audiovisual recordings (including Karaoke versions) of performances, individually or as part of compilations on CDs, DVDs (or similar media) of the Eurovision contest and other digital media products in their entirety or separately under the official trademark of the competition (EBU) or under the trademark of SRTV or their official partners;
- d) **Broadcasting** - the right to broadcast the song, its performance (audio and audiovisual) live in shows (pre-selection, National Selection and Eurovision Song Contest), including each rehearsal /general rehearsal or otherwise recorded, as appropriate, for a unlimited number of broadcasts, for simultaneous repetition by the public, in private and public places, by any technical means (terrestrial, satellite, wired, cable, antenna, fiber, high speed internet, webcasting, simulcasting, video streaming, download ringtone or any other possible use, including simultaneous and unaltered retransmission (cable retransmission), regardless of technical standards (analog, digital or HD), for reception and playback on any type of device (TV, giant screens, wall projections, computer monitors, mobile mini-receivers, mobile phones) regardless of where it is located (including in public spaces, cinemas, theaters) and regardless of the method of financing the service (free or paid);
- e) **Public communication** - public communication of the Show and recordings (including rehearsal), in whole or in part, as well as preview videos and any excerpts from the National Selection, live or recorded, in any public places (such as cinemas, theaters, performance halls or

exhibitions / public places), regardless of whether the access is free or against an entrance fee, an unlimited number of times;

- f) **Making available to the public (including video preview rights)** - the right to make available in another way (use on request) or to incorporate in any audiovisual work a video recording in which the Contestant performs the song selected for Eurovision 2023 (promotional video), in whole or in part, in the offline environment and / or via the Internet or wireless technology (including mobile phones or any portable handset) and / or through official ESC platforms. These preview videos can also be included in the official DVD compilation and / or offered as digital versions. For the use of the recordings of the work on YouTube, SRTV has the right to monetize.
- g) **Production of derivative works** - adaptation (by incorporating in whole or in part in any video, show or any audiovisual production, promo, etc.), translation (for example, in brochures that are made available to the public at the venue of the show or which accompany the CD / DVD cover media, translations for subtitling or dubbing, brochures for publication on the Internet, on the official ESC platforms and in the ESC application, including in connection with sales of digital versions) or compilations.
- h) **Audiovisual adaptation rights** - the incorporation of an audio or video recording of the broadcast of the selected song, as part of the performances or as part of the general rehearsals, as well as of any fragment of the broadcasted song. Displays in whole or in part in any other media services or ESC products provided by participating broadcasters and / or EBU on behalf of its members (including on media services, social media platforms and through official ESC platforms), as well as in any audiovisual work or other services media provided by third parties.

### III. We respect and acknowledge:

- a) SRTV quality as organizer and producer of the National Selection in any public appearance and in any reference to the Eurovision 2023 contest. Thus, we mention the names of SRTV and co-organizers (if applicable) as Organizer, whenever we make public reference Eurovision 2023 competition;
- b) the concept of the show established by SRTV for the winning song, during the final stage in United Kingdom, as well as the video of the winning song (scenography, costumes, direction, etc.);
- c) the rehearsals schedule and filming / live broadcasts brought to the attention by SRTV and we do not perform any actions that would affect this program;

In this sense, the authors, performers, producers:

- are available for the promotion of the Eurovision 2023 program (pre-selection and National Selection and the final stage in United Kingdom), according to the SRTV strategy (promo videos, press interviews, photo sessions, press conferences, etc.);
- have a civilized conduct and do not make biased or negative references to the contest or the organizer throughout the Eurovision 2023 contest - from the pre-selection phase until 6 months after the end of the final in United Kingdom;
- offers the right to interviews / photo sessions, etc. for the Organizers, at their request;

- announces in advance the Organizers about all the PR activities they want to carry out in addition to the promotional package made by the Organizers (proposal of interviews / photo sessions, invitations to TV / radio shows, etc.);

#### **IV. We undertake:**

- a) not to conclude any contract with third parties or institutions for the promotion of the song and not to promote the song in shows, radio or TV, for any of the stages of the National Selection Eurovision 2023 nor for the international stage Eurovision 2023 in United Kingdom, without the written agreement of SRTV;
- b) not to use the Eurovision, SRTV branding, and any other branding associated with the project except with the express and prior consent of the Organizer;
- c) to have a civilized conduct and not to make tendentious or negative references to the contest, organizer or their representatives throughout the Eurovision 2023 contest - from the pre-selection phase until 6 months after the end of the final in United Kingdom;
- d) to offer the right to interviews / photo sessions, etc. for the Organizers, at their request;

**V. Artists undertake** to attend press conferences organized by SRTv and EBU. The winning artist(s) are obliged to attend the official press conference after the national and international finals, to authorize the use of any recording on any media channel (including the Internet) without time and territory limitations.

#### **VI. Promotional materials**

Authors and performers authorize the rights to use, reproduce or publish their name, voice, photographs, images and biographies, for the promotion, broadcasting and / or commercial exploitation of Eurovision shows, by all means and in all media, whether known or not, or the subsequent ones, for an unlimited period of time.

This also involves the use of photographs and any audio-video material of the artists and other rights holders, made at rehearsals, behind the scenes and / or during press conferences, the red carpet ceremony or any other ESC event for the purpose of:

- ESC voting application,
- for CD / DVD compilations,
- on the official websites [eurovision.tvr.ro](http://eurovision.tvr.ro) and [eurovision.tv](http://eurovision.tv)
- other ESC media products

In the event that SRTV decides to make media products on commercial support (CD / DVD, etc.) or digital products with the songs participating in the Eurovision Song Contest, it will pay the rights holder's remuneration as follows: the remuneration provided in the methodologies in force. In the absence of methodologies, the remuneration is paid from the amounts collected by SRTV as follows: 10% for authors, 10% for performers and 10% for the producer (if any).

## **VII. Lyrics**

The author of the song, composer and / or the producer accepts that the lyrics of the song:

- a) be translated into English, French, in any language of the participating broadcasters or any another foreign language, to be made available, free of charge, for information and promotional use by the EBU, the host broadcaster and the participating broadcasters or other licensees ( for commentary purposes and possibly for subtitling or dubbing, including for the hearing impaired);
- b) to be reproduced and incorporated in an information sheet provided at the venue of the show and / or the brochure that accompanies any CD-DVD compilation or that is published on the official ESC platforms, in the ESC application, including in connection with sales of digital versions;
- c) to be used with or without the audio version of the song, by any person who participates with the song in contests, using the karaoke version of the audio recording of the song as backing track.

We have taken note of the Eurovision National Selection Regulation 2023, we agree with it and we undertake to be responsible for our own obligations, directly to SRTV.

Violation of any of the above obligations entitles the Organizers (SRTV and any co-organizers) to obtain from the undersigned damages for the material and / or image damage created to the Organizers (SRTV and any co-organizers) or to a third party of whom the Organizers (SRTV and possible co-organizers) would be obliged by the final court sentence to pay damages as a result of such a violation.

We also undertake to seek the consent of the Romanian Television Society for any use of the song accompanied by visual elements of the Eurovision Song Contest 2023 or of the Romanian Television Society.

Collecting and processing personal data is done exclusively for the purpose of organizing and conducting SNESC 2023.