

Acceptance of Variation

The following Variations of the Agreement dated 10 June 2003 between the Commonwealth of Australia and the Copyright Agency Limited are agreed.

In clause 3.1 of the Agreement replace `30 June 2006' with `30 June 2007', so that clause 3.1 will read:

`Subject to clauses 3.2, 3.3, 12.3 and 15, this Agreement commences on 1 July 2001 and continues in force until 30 June 2007 (the Term)'.

In clause 3.2 of the Agreement replace `30 June 2006' with `30 June 2007', so that clause 3.2 will read:

`The Term for Digital Copying and Communication of Newspaper Clips is agreed to have commenced on 1 July 2001 and shall end on 30 June 2007'.

In clause 3 of the Agreement insert new sub-clause, `3.4 The Agreement may be extended for a further 12 Months by mutual agreement by CAL and the Commonwealth Agent.

In Schedule 3, Part B, Paragraph 2(b), of the Agreement replace `Remuneration for Digital Copies and Intranet Communication of Newspaper Clips is calculated and payable in accordance with the following table: '

Number of Employees	In-House Press Clipping Service per Digital Newspaper	Press Clipping Service per Digital Newspaper Clip made available electronically for up	Per Digital Newspaper Clip stored on an intranet or electronic database longer than 3 months: (Stored from post expiry of the 90
---------------------	---	--	--

	Clip made available electronically for up to 90 days	to 90 days	days)		
			Year 1	Year 2	Year 3 +
1 - 1000	\$1.25	\$0.25	\$0.20	\$0.10	\$0.05
1001 - 2000	\$1.35	\$0.35	\$0.20	\$0.10	\$0.05
2001 - 3000	\$1.45	\$0.45	\$0.20	\$0.10	\$0.05
3001 - 4000	\$1.55	\$0.55	\$0.20	\$0.10	\$0.05
>4000	\$1.65	\$0.65	\$0.20	\$0.10	\$0.05

with `Remuneration for Digital Copies and Intranet Communication of Newspaper Clips is calculated and payable in accordance with the following tables:

Table 1: Rates Effective for the period 1 July 2001 to 30 June 2006

Number of Employees	In-House Press Clipping Service per Digital Newspaper Clip made available electronically for up to 90 days	Press Clipping Service per Digital Newspaper Clip made available electronically for up to 90 days	Per Digital Newspaper Clip stored on an intranet or electronic database longer than 3 months: (Stored from post expiry of the 90 days)		
			Year 1	Year 2	Year 3 +

1 - 1000	\$1.25	\$0.25	\$0.20	\$0.10	\$0.05
1001 - 2000	\$1.35	\$0.35	\$0.20	\$0.10	\$0.05
2001 - 3000	\$1.45	\$0.45	\$0.20	\$0.10	\$0.05
3001 - 4000	\$1.55	\$0.55	\$0.20	\$0.10	\$0.05
>4000	\$1.65	\$0.65	\$0.20	\$0.10	\$0.05

Table 2: Rates Effective 1 July 2006

Number of Employees	In-House Press Clipping Service per Digital Newspaper Clip made available electronically for up to 90 days	Press Clipping Service per Digital Newspaper Clip made available electronically for up to 90 days	Per Digital Newspaper Clip stored on an intranet or electronic database longer than 3 months: (Stored from post expiry of the 90 days)		
			Year 1	Year 2	Year 3 +
1 - 1000	\$1.31	\$0.26	\$0.20	\$0.10	\$0.05
1001 - 2000	\$1.42	\$0.37	\$0.20	\$0.10	\$0.05
2001 - 3000	\$1.53	\$0.48	\$0.20	\$0.10	\$0.05
3001 - 4000	\$1.64	\$0.59	\$0.20	\$0.10	\$0.05
>4000	\$1.75	\$0.70	\$0.20	\$0.10	\$0.05

In Schedule 3, Part B, Paragraph 2(c)(ii), of the Agreement replace `payments are not subject to CPI adjustment' with `payments are subject to CPI adjustment post 1 July 2006.'

In Schedule 6, Paragraph 1(b) of the Agreement replace the rate calculation table with the following table and insert the following text:

Year	Formula
2001-2002	\$0.50 cents x EFT employee
2002-2003	\$1.50 x EFT
2003-2004	\$1.50 x EFT
Beyond 2004	* \$1.50 x EFT

* Payments are subject to CPI adjustment post 1 July 2004

Rates calculations for Strata 2 Departments in the interim will be calculated by agreement on the following EFT numbers effective 1 July 2004:

Australian Taxation Office (ATO)	5,000 EFT
Centrelink	6,000 EFT
Department of Defence	17,000 EFT

Rate calculations for the periods 1 July 2004 to 30 June 2005 and 1 July 2005 to 30 June 2006 will be subject to an adjustment once an appropriate Electronic Use System (EUS) is implemented within the Commonwealth.

Signed for and on behalf of the Commonwealth of Australia, as represented by the Attorney-General's Department, by in the presence of:

.....
Signature of witness
person

.....
Signature of authorized
person

.....
Name of witness (print)

.....
Office held

.....
Name of authorized person (print)

Signed for and on behalf of Copyright Agency Limited in the presence of:

.....
Signature of witness
person

.....
Signature of authorized
person

.....
Name of witness (print)

.....
Office held

.....
Name of authorized person (print)