Public Performance Rights

Frequently Asked Questions

What are Public Performance Rights?
Public Performance Rights are the legal rights held by film distributors or producers over the showing of a film outside of one’s home. The rights-holder can grant others the temporary right to show the film by selling them or granting them a Public Performance License.

When do I need to obtain a Public Performance License?
Anytime a film is shown outside a person’s home, the screening is considered “public”. It does not matter if admission is or is not charged or if the entity screening the film is a non-profit organization, school, or library.

I bought a VHS tape or DVD. Does it include Public Performance Rights?
No. VHS tapes and DVD’s are for personal use only. In general, they do not grant Public Performance Rights.

I bought a VHS tape or DVD from a film distributor for my school or library. Does it include Public Performance Rights?
Most tapes are sold WITHOUT Public Performance Rights, but some tapes or DVDs are sold with limited Public Performance Rights. They may enable you to play the tape or DVD for its lifetime in public screenings on CWU’s campus. However, you may NOT copy the tape or DVD, lend it to other institutions or organizations, or charge admission for the screenings you hold with the tape or DVD. These rules may vary, so check carefully with each film’s distributor when purchasing a DVD or VHS of this kind to make sure you understand all applicable rules.

What about the “Teaching Exemption”?
The Copyright Act allows films to be screened in face-to-face teaching situations, defined by specific criteria. To be eligible for the teaching exemption, the screening is limited to students who are enrolled in a class in which the film is a part of systematic mediated instructional activities, the instructor is present, and the screening is an integral part of the classroom session. Playing films for a department, for honors students, or as a “film series” or lecture series does NOT qualify for the teaching exemption, but requires a Public Performance License.

How can I obtain a Public Performance License for my screen?
You must contact the film’s distributor and negotiate the terms and fees for the film screening. Most distributors websites have an online catalogue where you can search for the film you want to show. You can also check out http://www.imdb.com, search for your film and then select the “Company Credits” link on the left side of the page to determine which movie studio created the film. If you have any questions, please contact Amy Alder at CWU Student Union Operations (509)963-1641 or aldera@cwu.edu. You can also look at mplc.org (Motion Picture Licensing Corporation).