

Memorandum of Settlement
Between the Alliance of Canadian Cinema, Television and Radio Artists (ACTRA) and the Association of Canadian Advertisers (ACA) and the Institute of Communication Agencies (ICA) (known collectively as “the Parties”) with respect to the **2008 – 2011 Local and Regional Addendum #1 to the National Commercial Agreement**
November 6, 2008

1. Article 603 Television Session Rates

(a) The minimum guarantee per session includes up to **one (1) minute** of finished commercials per advertiser.

(b) Additional commercials:

Each additional commercial (beyond **one (1) minute** of finished commercials) produced at the same work session will be paid at the rate of one-third (1/3) of the ~~appropriate minimum guarantee per session~~ **contracted session fee**. For each additional television commercial so produced, the Engager will be entitled to an additional two (2) hours of “included work time” per commercial for on-camera Performers and Background Performers, and an additional one (1) hour of included work time per commercial for off-camera Performers.

(c) through (h) stet

(i) Tags

At the original session, in RADIO; up to a total of two (2) minutes/ in Television; up to a total of ~~one and one half (1 ½)~~ **one (1) minute** of finished material may be produced, inclusive of any combination of commercials and tags. However, the number of tags shall not exceed ten (10).

~~(ii) Where a Performer is recalled in order to produce tags, the appropriate recall rate shall be paid.~~

(iii) When a ~~new~~ Performer is ~~recalled~~ **called** in order to produce tags, the appropriate session fee shall be paid

(iv) stet

2. Article 604 Television Residual Rates

Delete 604 (a)

**Regional Category 1
Television Residual Rates per Commercial**

Performance Cat.	Week	Month	13 WEEK
PP/SS	\$167.50	\$256.00	\$337.40
Only one commercial produced at a session	\$142.38	\$217.60	\$286.79
SOC	\$161.10	\$246.10	\$324.40
Only one commercial produced at a session	\$136.94	\$209.19	\$275.74

VO/SS	\$113.30	\$167.50	\$256.00
Only one commercial produced at a session	\$96.31	\$142.38	\$217.60
GS	\$85.00	\$126.20	\$193.00
Only one commercial produced at a session	\$72.75	\$107.27	\$164.05

(categories #2, #3 and #4 would also follow this same format.)

3. Radio Rates - 606 Radio Rates

606 Radio Rates

(a) The minimum guarantee per session includes up to two (2) minutes of finished commercials (e.g., two (2) sixty-second commercials or four (4) thirty-second commercials). Included work time is one (1) hour. All commercials produced in the session may be used in the same cycle in return for one session and use fee. If one or more of the commercials air in different cycles, appropriate session and use fees for each commercial will be paid accordingly.

Regional Cat #1 Radio Session and Use Fee Rates

Performance Cat.	Week	Month	13 Week
SV/SS	\$223.50	\$281.10	\$366.00
Only one or two Commercials produced in a session	\$189.98	\$238.94	\$311.10
MV/GS	\$169.50	\$210.40	\$275.90
Only one or two commercials produced in a session	\$144.08	\$178.84	\$234.52

(categories #2, #3 and #4 would also follow this same format)

Delete 604 (b)

4. New Article

Callback Audition Fee – Performers may be called back for a second audition, in which case each Performer shall receive a \$25.00 expense fee for a 1-hour long callback audition in consideration of expenses incurred. The terms of the NCA will apply for third and subsequent callbacks and for Performers being detained beyond one (1) hour.

- Quarterly Meetings – amend Side Letter #2 to incorporate reference to regional meetings. Negotiated changes from the NCA will be reviewed to determine areas for discussion, which relate to the administration of the Local and Regional Addendum as per process in Side Letter #2.

6. **New Media (made for) as per National 1820 (a) except as amended below.** In order to stimulate growth and employment opportunities in this new and rapidly evolving medium, the parties agree to a pilot project (expiring 6 months prior to the end of the agreement), in which pilot projects rates paid for commercials made for new media will be:

Video (Unlimited Websites)

	Reg Cat 1	Reg Cat 2	Reg Cat 3	Reg Cat 4
PP	275.00	235.00	210.00	320.00
SOC	265.00	228.00	200.00	320.00
VO	112.00	100.00	100.00	235.00
Stunt	320.00	320.00	320.00	320.00
Stunt – Co	430.00	430.00	430.00	430.00
Demo	265.00	228.00	200.00	320.00
BP	200.00	150.00	150.00	200.00
GS	105.00	105.00	105.00	105.00

All 4 hours except 1 hour for VO & GS

Audio (Unlimited Websites)

	Reg Cat 1	Reg Cat 2	Reg Cat 3	Reg Cat 4
SV (1 hour)	205.00	141.00	129.00	250.00
MV (1 hour)	160.00	94.00	86.00	190.00

Use fees:

(1 day – 4 wks = 35% / 5-8 wks = 50% / 9-26 wks = 75% / 27 wks – 1 year = 100%)

ANY time over specified times automatically doubles rate with subsequent HWT/AWT/OT paid as per Regional Addendum

New Media (move over) – As per National Article 1820 (b)

Paid as per the Regional Addendum Article 803- subject to editing

7. General Increases negotiated in NCA to apply to Addendum #1