

ACTRA

PERFORMERS GUILD

May 14, 1996

SENT VIA FAX TO (416) 391-5165

Len Lytwyn
Administrative Assistant
American Federation of Musicians
75 The Donway West
Suite 1010
Don Mills, ON
M3C 2E9

Dear Len

Re: Understanding between AFM and APG concerning Jurisdiction

Further to our discussions, please find following an outline of an understanding between us concerning our respective jurisdictions for presentation to the Canadian Artists and Producers Professional Relations Tribunal (CAPPRT) in connection with the application of the ACTRA Performers Guild (APG) for certification. As you know, the APG's application will be heard by the Tribunal on May 22-24, 1996, so time is of the essence, and an immediate response would be appreciated.

Generally, the line that has existed historically between our jurisdictions in the recorded media has been that artists who are recorded primarily as instrumentalists, or who provide related musical services have been AFM jurisdiction, while artists who are recorded as actors, or provide related performance services have been APG jurisdiction.

For greater certainty:

- 1) Performers who are required to play, or mime playing musical instruments as a secondary part of the role that they are playing are APG jurisdiction;
- 2) Featured singers/vocalists who do not play musical instruments as part of their performance are APG jurisdiction;
- 3) Self-accompanied singers/vocalists are AFM jurisdiction;
- 4) Members of choirs who do not play musical instruments as part of their performance are APG jurisdiction, while instrumentalists accompanying such choirs are AFM jurisdiction;

A member of the Alliance of Canadian Cinema, Television and Radio Artists
Affiliated with the Canadian Labour Congress (CLC) and the International Federation of Actors (FIA)

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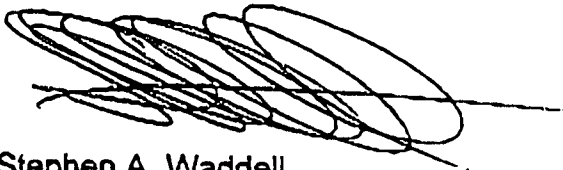
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- 5) In those circumstances where an artist is required to perform both as an actor and as an instrumentalist more or less equally, jurisdiction is determined on a case by case basis, and the artist may be contracted and paid both under AFM and APG Agreements.

To conclude, AFM and APG have enjoyed a stable and positive relationship over many years as both organizations have worked continuously to benefit our respective, and in many cases joint membership.


On behalf of the APG membership, I would appreciate your confirmation of our mutual understanding of our respective jurisdictions by signing this letter in the space below. Further, I would respectfully request your support for our application before the Tribunal next week. Thank you.

In solidarity,



Stephen A. Waddell
National Executive Director

Signed on behalf of the American Federation of Musicians

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date May 17 / 96