

Side letter between CFM and CBC (herein after referenced as “the Parties”)

Re: Generative Artificial Intelligence (“GAI”)

During the negotiations for the 2025 Agreement, the parties discussed the use of Generative Artificial Intelligence (GAI) in the production of covered work under the Agreement.

The Parties acknowledge that definitions of GAI may vary but agree that the term generally refers to a subset of artificial intelligence that uses models and algorithms to produce new content, such as images, text or music, based on patterns and structures learned from existing data in response to a user’s prompt or request (e.g., ChatGPT4, AIVA). It does not include ‘traditional AI’ technologies programmed to perform specific functions, such as Electronic Music Devices, Digital Audio Workstation and synchronized devices.

The Parties acknowledge the importance of human contributions in work covered under this Agreement and the need to address the potential impact of the use of GAI on the engagement of Musicians under this Agreement.

The Parties acknowledge that GAI is a tool and does not constitute a person. CBC will continue to engage Musicians to perform, arrange and orchestrate music, whether GAI is used as a tool or not. When CBC engages a Musician(s) to utilize GAI, and/or GAI is used in connection with work previously contracted under this Agreement, for example orchestrating, arranging, EMD, underscore and theme, the Parties will consult prior to its use, and mutually agree on appropriate payment to the Musician(s).

The Parties confirm that the Musician(s) will be required to obtain written consent from CBC prior to using GAI, and before consent is provided, CBC will notify CFM and the Parties will mutually agree on appropriate payment to those Musicians whose work is contracted under this Agreement and is used for the prompt.

The Parties agree to meet bi-annually or sooner as circumstances may merit during the term of the Agreement to discuss GAI as it pertains to and impacts work covered under this Agreement.

The Parties recognize that this side letter is being negotiated at a time when the use of GAI is in the process of exploration, experimentation, innovation and developing governance. Therefore, This side letter shall remain in effect for the term of the collective agreement between the parties, unless the parties mutually agree to renew.