



*Non-official office translation. The official version in Swedish always prevails.*

## CONTEST RULES FOR MELODIFESTIVALEN 2021

- A: Overall rules for submitted entries and the selection process
- B: Rules for entries that are chosen to compete
- C: Other terms and conditions

### **A: Overall rules for submitted entries and the selection process**

A1. Melodifestivalen 2021 is a national competition which consists of several elimination rounds and a final. All of the entries must be available to represent Sweden in the 2021 Eurovision Song Contest, ESC, which is organized by European Broadcasting Union (EBU). SVT's intention is for the winner of Melodifestivalen 2021 to also represent Sweden at ESC 2021.

A2. It is estimated that 28 musical compositions will compete in Melodifestivalen 2021. The 28 entries will consist of:

- 14 contestants selected by the jury from the submitted musical compositions;
- 14 contestants specially invited by SVT or other entries that SVT has selected from among the submissions.

A3. Enter the contest by uploading an audio file of your entry to **[www.melodifestivalen.se](http://www.melodifestivalen.se)** from 24<sup>th</sup> of August 2020 to 11:59 on 16<sup>th</sup> of September 2020

A4. An entry cannot be unilaterally withdrawn.

A5. SVT takes all decisions regarding how the contest will be run (including but not limited to the selection process, number of elimination rounds and voting procedure) as well as issues related to the television production of the selected entries (including but not limited to issues such as participation, instruments and other props on the stage).

A6. Swedish citizens and/or individuals who are registered in Sweden (as of August 24, 2020 at the latest) are eligible to take part in the contest as composers and lyricists, with the exception of individuals who were employed or engaged by Sveriges Television (SVT) between August 24, 2020 and March 30, 2021.

A7. If the entry has at least one (1) songwriter who satisfies the criteria specified in A6, other individuals who collaborated on the musical composition may participate in the contest even if they are not Swedish citizens or registered in Sweden as of August 26, 2020.

A8. For 10 of the contest's 28 slots, SVT intends to give priority to entries that are primarily performed in Swedish. A single musical composition can be entered as separate entries if the lyrics are in different languages (in this case, SVT does not need to be informed that the same musical composition is entered more than once).

A9. SVT's aim is for at least 50% of the selected entries to be written solely by female composers/lyricists or by a team consisting of both male and female composers/lyricists.



A10. Entries whose lyrics/title can be perceived as offensive and/or might potentially not be approved to compete in ESC will not be allowed to compete in Melodifestivalen.

A11. SVT will publish the names of the selected entries, including composers and lyricists on an ongoing basis during October and November 2020.

A12. Only new musical compositions (music and lyrics) that have never previously been made available to the public — including any broadcasts to the public, public performance or other publication/disseminations — may compete in the contest. Included in the publication/sharing prohibition is the requirement that the musical composition may not previously have been released in any form or media or in any other way have been shared with the public. Included in the public performance prohibition is the requirement that the musical composition has not been performed in a concert context, for example. Included in the broadcasting prohibition is the requirement that the musical composition has, for example, never been broadcast or made available to the public by radio, TV or Internet (including but not limited to social media).

A13. Only entries longer than two (2.00) minutes and under three (3.00) minutes may take part in the contest. However, entries that are longer than 3.00 minutes/shorter than 2.00 minutes may remain in the selection process if the selection jury deems that the composition could be arranged to meet the required length and the songwriter(s) agree to this and make the necessary modifications. On an individual basis, SVT may allow an entry that only marginally exceeds three (3.00) minutes to take part in Melodifestivalen 2021. If SVT wishes for this entry to represent Sweden at ESC 2021, the songwriter(s) must rearrange the entry to ensure it no longer exceeds three (3.00) minutes prior to ESC.

A14. Entirely instrumental entries will not be accepted — sung or spoken lyrics are required.

A15. The musical composition may be performed in any language when the entry is submitted. The language used for the submitted entry is also to be used when performing the musical composition at Melodifestivalen 2021, unless SVT communicates otherwise in conjunction with the selection. If the entry is selected to represent Sweden at ESC, SVT will decide in which language the composition is to be performed.

A16. The artists who perform the submitted entry must be aware that the musical composition has been entered in this year's contest and, if SVT so wishes, they must be prepared to perform the entry at both Melodifestivalen 2021 (elimination rounds and final) and ESC 2021 (semi-final and final). It cannot be taken for granted that artists who in Melodifestivalen perform the entry selected by SVT to represent Sweden at ESC will also perform the entry at ESC (see B3 below). It should be emphasized that EBU's rules for ESC specify that participating artists must have turned 16 years of age prior to ESC's first day of the Final.

## **B: Rules for entries that are chosen to compete**

B1. From the time SVT makes public all of the musical compositions that have been selected to compete in the contest, but the earliest from November 27, 2020, SVT renounces all rights regarding the submitted musical compositions that were not selected.

B2. As soon as an entry has been selected to compete in Melodifestivalen 2021, its songwriter(s) must provide SVT with the following materials:



1. Lyrics, clearly printed in the language used in the submitted material or which will be used in the contest (see A15 above). If the language is not Swedish or English, a written Swedish translation of the lyrics must also be included.
2. Contest entry form that is completely filled in and **personally signed** by the songwriter(s) (see Appendix 1).

B3. After consulting with the entries' songwriters, SVT will decide which artists are to perform the entry in Melodifestivalen 2021 and/or ESC 2021. SVT is always entitled to make the final decision regarding the performing artist(s) in all respects. If a songwriter does not accept SVT's decision, SVT is entitled either to enforce its decision or to disqualify the entry and replace it with a different one.

B4. SVT may decide that an entry shall be performed with an instrumental soloist who plays an instrument live during the broadcast.

B5. A maximum of eight (8) people may take part in the performance of an entry in Melodifestivalen. With respect to the entry selected to represent Sweden at ESC, however, this number is reduced to six (6) people.

B6. The provision of instrumental backing tracks is a condition for entry in the contest. Backing tracks may contain a prerecorded chorus, but the main performing artist(s) must sing live. If the entry is selected to represent Sweden at ESC, a backing track with a prerecorded chorus will not be allowed. In conjunction with SVT signing contracts with the artists who will perform the entries, SVT will require that each contract contain an obligation to produce and supply the required backing tracks to SVT and a clause granting to SVT the intellectual property rights necessary for SVT's use of the backing tracks. SVT is entitled to disqualify an entry if a contract containing said stipulations is not signed or if backing tracks that satisfies the requirements fails to be supplied to SVT by the specified time.

B7. In accordance with the terms of these contest rules, the songwriters of selected entries grant SVT the right to use, itself or through the granting/transfer of rights to third parties, the musical composition (lyrics and/or music), without restriction in time or territory, as regards:

- broadcasts and other communication to the public, public performance, publication/ release, dissemination or the making available of the musical composition to the public in any other manner, including but not limited to the manners specified in these contest rules, and — *with respect to the entry selected to represent Sweden at ESC* — the ways specified in the from time to time applicable rules adopted by the EBU with respect to participation at ESC;
- recording/producing copies of the musical composition thus required.

B8. In addition to what follows from B7 above, the songwriters of the entry chosen to represent Sweden at ESC are also obligated to accept and follow EBU's application of the from time to time applicable rules for participation at ESC.

B9. Performance royalties and royalties for reproduction copies for SVT's utilization and utilization by others as per above will be paid in the customary manner to the collecting society representing the songwriters. SVT is, however, not responsible for payment of royalties due to usage by other parties.



B10. Songwriters are also responsible for ensuring that they are legally entitled to grant SVT and third parties the required rights of use, for example that all rights have been cleared with potential collaboration partners and rights holders such as music publishers and record companies.

B11. Songwriters are responsible for ensuring that no agreement has been entered into with a third party that could constitute an obstacle to the granting of rights as specified in B7. Once a musical composition is comprised by a songwriter's affiliation with STIM, but no earlier than its first performance in the contest, SVT's right of disposition to the musical composition is limited as specified by the affiliation contract. In the event NCB (Nordic Copyright Bureau) manages the songwriter's entitlement to produce copies, it is incumbent upon SVT, or the party to which SVT grants right of use, to obtain the relevant license from NCB, if one is required. The songwriter may not oppose any licensing approved by SVT unless the intended usage conflicts with the songwriter's moral rights under law.

B12. SVT shall be entitled, without specific compensation to the songwriters or artists, to use and grant right of use to a third party to use the entry's title and, when relevant, name and photo/picture of the songwriters and artists in conjunction with marketing of and information about SVT and SVT's program and operations (including but not limited to Melodifestivalen 2021 and ESC 2021).

B13. Without SVT's express consent, a selected entry may not be performed in public, be published, disseminated or otherwise be made available to the public before the specified times below:

- entries that have placed 3-4-5-6-7 in an elimination round may be made available to the public right after the broadcast of the elimination round is concluded.
- entries that have placed 1 or 2 in an elimination round may be made available to the public right after the broadcast of the fourth elimination round is concluded.

Decisions regarding potential disqualification in the event of a breach of or deviation from this rule will, for the avoidance of doubt, take into consideration all relevant circumstances in each individual case, especially the degree of intent, carelessness or connection to the songwriters/artists/record company/publisher in relation to the relevant entry.

B14. An entry's participation in Melodifestivalen may not be marketed commercially before it is eliminated from the contest or, if it qualifies for the final in Melodifestivalen, before the final.

B15. An entry (including the title of the entry) may not appear in any marketing of products or services before 30 days after the entry is eliminated from the contest or — if the entry qualifies for the final of Melodifestivalen 2021 — before 30 days after the final or — if the entry is chosen to represent Sweden at ESC 2021 — before 30 days after SVT's first broadcast of ESC 2021.

B16. What is specified in B14 and B15 above does not prevent marketing of an entry in conjunction with public performances of the entry or physical/digital sales of recordings of the entry after the times stated in B13 above.

### **C: Other terms and conditions**

C1. The entry, the entry's songwriters, the entry's participation in the contest and the artist performing the musical composition may not be used or appear in a commercial context or other context in a



manner that could raise questions about SVT's impartiality or independent position, e.g. in a manner that could result in SVT's broadcast of the entry being deemed as undue promotion of commercial interest.

C2. If requested to do so by SVT, songwriters who take part in the contest commit to participate in the following activities without any other remuneration than compensation for the cost of travel and accommodation, when required:

- 1-2 press conferences, maximum of 4 hours.
- 1 pre-recorded interview, maximum of 4 hours.
- 1 live elimination round broadcast. SVT will remunerate expenses for travel and accommodation for three days and nights if the distance traveled is more than 70 kilometers from the individual's home.
- All the press conferences organized by SVT before and after the rounds and before the final if the songwriter's entry qualifies for the final.
- When relevant, required presence (up to 3 days and nights for an elimination round; see above) if the entry qualifies for the Second Chance round (which for some entries will constitute an additional elimination round on the path to the final). SVT will remunerate expenses for travel and accommodation if the distance traveled is more than 70 kilometers from the individual's home.
- 1 live broadcast final according to subsequent instructions; SVT will remunerate expenses for travel and accommodation for three days and nights if the distance traveled is more than 70 kilometers from the individual's home.
- 1 live broadcast or pre-recorded interview for an "in retrospect program" that will be recorded and potentially broadcast the day after the final; maximum of 6 hours.
- All press conferences organized by SVT after the final in the event the entry advances to ESC.
- Presence during ESC of approximately 15 days and required on site press conferences; maximum of 8 hours.
- 1 live broadcast or pre-recorded interview to be recorded and potentially broadcast in light of ESC during autumn 2020/winter 2021 for a "past year in retrospect program"; maximum of 6 hours.

C3. If a songwriter, artist or representative of one of these breaches these regulations or if a submitted entry otherwise violates the regulations, SVT is entitled to disqualify the entry and, completely or partially, refuse any form of compensation or payment. In the event remuneration has already been paid, SVT is entitled to request such remuneration to be reimbursed. In the event the regulations are breached by a songwriter, contracted artist or representative of one of these, the individual or individuals who have breached the regulations shall, individually or together, and in relation to their respective complicity, indemnify SVT against all costs, expenses, damages or loss (including potential claims on SVT by a third party) that may arise due to the breach.

C4. SVT adopted these contest rules in May 2020. SVT shall be entitled to modify and/or revise the rules as well as to take decisions, in its own discretion, regarding their application.

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**svt**



### CONTEST ENTRY FORM 2021

If your entry is selected, you must immediately submit a signed contest entry form

Title of the entry:	
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The individuals specified below, who together hold 100% of the copyrights to the entry specified above, have examined the contest rules made public by SVT regarding participation in “Melodifestivalen 2021” and accept them in their entirety.

Name					
Personal identity number					
Address					
Phone number					
Email address					
Text (lyrics) and music (enter T/M <u>or</u> T <u>or</u> M)					
Signature					

If applicable:

The entry has been published by the following publisher:	
Name and email address to contact person/persons at publisher	

If your entry has been selected, send a signed copy of the contest entry form to [mellobidrag@svt.se](mailto:mellobidrag@svt.se)



**Information regarding processing of personal data**

SVT processes personal information stated in the form so that the entry can compete in Melodifestivalen. We always do our utmost to protect the personal data we process by applying adequate security measures.

Personal data is not disclosed to any third party and all personal data stays within EU/EEA. All processing of personal data takes place within SVT's journalistic. This means that only certain provisions of the personal data legislation are applicable on the processing, such as provisions regarding safety of personal data.

If you have any questions, please contact us at [dataskyddsförordningen@svt.se](mailto:dataskyddsförordningen@svt.se).