NEWS ACCESS RULES APPLICABLE TO THE GAMES OF THE XXXII OLYMPIAD TOKYO 2020, 23 JULY TO 8 AUGUST 2021

I. INTRODUCTION:

1. Purpose and period of application of these NARs

These NARs contain the general terms and conditions governing the use by Non-RHBs of Olympic Content for the exclusive purpose of reporting on the Games during the Games Period.

2. Legal basis and context for these NARs

The IOC governs the Olympic Movement and owns the rights to the Olympic Games and all related events, including all intellectual property rights in and to the Olympic Games and all goodwill associated therewith, as well as all other rights, titles and interest of every kind and nature relating to the organisation and staging of the Olympic Games, including: (a) the coverage and any Broadcast and Exhibition of the Olympic Games; (b) the admission to the Olympic Venues and the determination of conditions linked to such access, including such conditions relating to use of Olympic Content; and (c) any other form of exploitation, recording, representation, marketing, reproduction, access and dissemination thereof by any means or mechanism whatsoever, whether now existing or developed in the future. The IOC retains exclusively all rights in and to the Olympic Properties, whether explicitly protected under separate national legislation or protected under general legislation such as protection of names, trademarks, emblems or other identifiers or protection under any other intellectual property rights.

The IOC has granted exclusive rights to RHBs to Broadcast and Exhibit the Games in their respective territories. Such exclusive rights must be respected. No other organisation may Broadcast and Exhibit Olympic Content for reporting on the Games, other than as specifically permitted by these NARs.

These NARs are subject to applicable national laws and regulations. In the event that any provision of these NARs is declared unenforceable or invalid pursuant to any applicable national law, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

Any use by Non-RHBs of Olympic Content for the purpose of reporting on the Games, other than as specifically provided herein and/or by any applicable national law or regulation, will be considered a violation of the IOC’s rights and may subject violators to legal liability under the relevant laws concerning copyright law, trademark law, criminal law, unfair competition, misappropriation and/or contract law, as applicable.

In certain specific cases, the IOC may agree with RHBs in their respective territories to issue supplementary news access rules for such territories.

3. Access to Olympic Content and adherence to the NARs

(i) Access to Olympic Material for the purpose of these NARs shall be granted exclusively to Non-RHBs that have provided a signed NARs Undertaking, and at the Non-RHBs' technical cost, from:

- RHBs in their respective territories;
- News Agencies.

(ii) Access to Archive Olympic Material for the purpose of these NARs shall be granted by the IOC’s Strategic Communication Department - Images Service exclusively to Non-RHBs which have provided the NARs Undertaking, at the Non-RHBs' technical cost.

In the event that a Non-RHB fails to comply with these NARs, the corresponding RHB, or News Agency (as applicable) shall immediately cease the supply of any Olympic Material to such Non-RHB. In the same way, the IOC Corporate Communications and Public Affairs Department - Images Service will immediately cease to supply any Archive Olympic Content to such Non-RHB. Additionally, the IOC reserves, at its discretion, the right to take any additional action, including legal action, as appropriate, against any such Non-RHB.

No other entities, in particular Non-RHBs, shall have the right to provide access to and/or redistribute Olympic Content without the prior written consent of the IOC. Access to and use of Olympic Content from any other sources is expressly prohibited, including accessing any Olympic Material included within the INFO feed, with the exception of press conferences in accordance with Chapter IV.2 of these NARs.

4. Definitions

The Capitalised terms used in these NARs have the meaning set out within this document or as provided in “Chapter VIII. – Definitions”.

II. TELEVISION NEWS ACCESS RULES:

Limited use in Television News Programmes

All use of Olympic Content by Television Non-RHBs shall be confined exclusively to Television News Programmes, Broadcast and Exhibited solely via Television, as specified in this Chapter II and subject to the following restrictions:

1. Amount of Olympic Content:

   An aggregate maximum of six (6) minutes of Olympic Content may be used per day.
2. Number of News Programmes, Length and Separation of News Excerpts (3x2x3):
   a. Olympic Content may appear in no more than three (3) News Programmes per day;
   b. No more than two (2) minutes of Olympic Content may be used in any one News Programme;
   c. These News Programmes must each be separated by a period of at least three (3) hours; and
   d. No more than one-third, or 30 seconds, of any individual Olympic Event may be used in any one News Programme, whichever is the shorter time. However, if the duration of an individual Olympic Event is less than 15 seconds, the whole of the event can be Broadcast and Exhibited in a News Programme.

   SUMMARY - USE OF OLYMPIC CONTENT IN TELEVISION-NEWS PROGRAMMES
   | Max. time per day: | 6 Minutes |
   | Max. No. of News Programmes per day: | 3 |
   | Max. amount of Olympic Content per News Programme: | 2 Minutes |
   | Min. time between News Programmes: | 3 Hours |
   | Max. amount per individual Olympic Event per News Programme: | 1/3 or 30 seconds (whichever is less) or Whole event if less than 15 seconds. |

3. Number of News Programmes, Length and Separation of News Programmes for All-News or All-Sport Networks only:
   As an exception to the requirements set out in Section 2 of this Chapter II, All-News or All-Sport Networks shall have the option to Broadcast and Exhibit Olympic Content in accordance with the following restrictions:
   a. Olympic Content may appear in no more than six (6) News Programmes per day;
   b. No more than one (1) minute of Olympic Content may be used in any one News Programme;
   c. These News Programmes must be separated by a period of at least one (1) hour; and
   d. No more than one-third of any individual event may be used in any one News Programme or 30 seconds, whichever is the shorter time. However, if the duration of an individual Olympic Event is less than 15 seconds, the whole of the event can be Broadcast and Exhibited in a News Programme.

   SUMMARY – USE OF OLYMPIC CONTENT IN TELEVISION-NEWS PROGRAMMES BY ALL-NEWS OR ALL-SPORT NETWORKS ONLY
   | Max. time per day: | 6 Minutes |
   | Max. No. of News Programmes per day: | 6 |
   | Max. amount of Olympic Content per News Programme: | 1 minute |
   | Min. time between News Programmes: | 1 Hour |
   | Max. amount per individual Olympic Event per News Programme: | 1/3 or 30 seconds (whichever is less) or Whole event if less than 15 seconds. |

4. Airing after broadcast by RHBs only
   A Non-RHB may Broadcast and Exhibit Olympic Content only once a period of three (3) hours has elapsed following the Broadcast and Exhibition of the relevant Olympic Material by the local RHB(s) via any licensed broadcast platform in such local RHB’s territory. In the event that there has been no broadcast by the local RHB via any licensed broadcast platform in that territory on the day (local time) during which the relevant Olympic Event concluded, such Broadcast and Exhibition may then be made as of the end of such day (i.e. 24:00 hours local time).

5. Duration of Use:
   Olympic Content may be used only for a period of forty-eight (48) hours following the completion of the relevant Olympic Event, and in accordance with Section 4 of Chapter II above, or otherwise as permitted by local law for the purpose of reporting current events.

6. Permitted Simulcast and On-demand Transmission:
   Notwithstanding the general prohibition established under Section 9 of Chapter IV, Olympic Content included in a Television News Programme may be Simulcasted, provided that such Simulcast constitutes a Permitted Simulcast Transmission.
   Furthermore, a Television News Programme which is the subject of a Permitted Simulcast Transmission may also be made available (in its entirety only and in compliance with the applicable terms above) “on demand” via the Internet, provided that such Broadcast and Exhibition is in accordance with the Internet Distribution Requirements.

III. RADIO NEWS ACCESS RULES:

1. Limited use in Radio-News Programmes and duration of reporting window:
   a. All use of Olympic Content by Radio Non-RHBs shall be exclusively confined to Radio News Programmes Broadcast and Exhibited in their corresponding territories only.
   b. Olympic Content may be used only for a period of forty-eight (48) hours following the completion of the actual Olympic Event.

2. Use of commentary from Television coverage:
3. Airing after broadcast by RHB only:
   Olympic Content may be transmitted only:
   (i) if any Olympic Material contained therein has already been transmitted by the local RHB(s); or
   (ii) if not transmitted by the local RHB(s) on the day (local time) during which the relevant Olympic Event concluded, such Broadcast and Exhibition may then be made as of the end of such day (i.e. 24:00 local time).

4. Permitted Simulcast and On-demand Transmission:
   Notwithstanding the general prohibition established under Section 9 of Chapter IV, Olympic Content included in a Radio News Programme may be Simulcasted, provided that such Simulcast constitutes a Permitted Simulcast Transmission.

   Furthermore, a Radio News Programme which is the subject of a Permitted Simulcast Transmission may also be made available (in its entirety only and in compliance with the applicable terms in the above) "on demand" via the Internet, provided that such Broadcast and Exhibition is in accordance with the Internet Distribution Requirements.

IV. GENERAL TERMS AND CONDITIONS:

1. Access to Olympic Venues without equipment and with no right of transmission:
   Only professional audio/video equipment devices from OBS, RHBs and third parties authorised by the IOC, are permitted to film within Olympic Venues and Broadcast and Exhibit Olympic Material. E Accredited Media, subject in each case to the applicable accreditation entitlements, may have access, without professional audio/video equipment, to Olympic Venues, with the exclusion of ENRs to Olympic Events listed as ticketed high-demand sessions.

   Under no circumstances may any E Accredited Media record, film, originate or Broadcast and Exhibit (whether on a live or delayed basis) any Olympic Material, including telephone voice/video reports and interviews, via any platform, including Television, the Internet or any other interactive media and/or wireless platforms and devices, from any Olympic Venue.

2. Press Conferences:
   Sounds or images originating from or produced by ENRs from the MPC are not subject to the limitations established in Chapter II for the Television News Access Rules and in Chapter III for the Radio News Access Rules.

   E Accredited Media are permitted to record official press conferences from the MPC for their delayed (i.e. not live) Broadcast and Exhibit from the conclusion of the corresponding official press conference, via any platform (including via the Internet) under the official branded services of the E Accredited Media, entirely or in segments, without any territorial restrictions. The delay for Broadcast and Exhibition shall not specifically apply to: (i) the IOC Executive Board, the IOC Session and the IOC President’s press conferences; and (ii) the IOC/Tokyo 2020 Daily Press Briefings.

   E Accredited Media may access the press conferences (official press conferences at the MPC, post competition press conference at Olympic Venues and any others, as applicable) downloadable from the Press Conferences section of the IOC’s INFO feed for their delayed (i.e. not live) Broadcast and Exhibit (entirely or in segments) from the conclusion of the corresponding press conference, via any platform (including via the Internet) under the official branded services of the E Accredited Media, without any territorial restrictions.

   The terms and conditions of these NARs apply mutatis mutandis to E Accredited Media’s own coverage of official press conferences, as well as the use of the INFO feed.

3. No Use of Commentary and Other Features:
   In particular for, but not limited to Radio Broadcasting and Exhibition, with the exception of the OBS international feed (including the Olympic Channel news highlights) and the INFO feed, any use of Olympic Content in accordance with these NARs excludes the use of any announcer descriptions, commentary, feature materials and interviews appearing or otherwise incorporated into the relevant Olympic Content, whatever the source, unless the appropriate clearances have been obtained from the corresponding RHB prior to any such use.

4. No GIFs, play-by-play commentary or other analogous coverage:
   The following are prohibited: (i) Broadcast and Exhibition or any other kind of exploitation via any type of platform of any play-by-play commentary; (ii) Olympic Content transformed into graphic animated formats such as animated GIFs (i.e. GIFV), GFY, WebM, or other sorts of short video formats; and (iii) any other multiple-exposure still images with a refresh rate designed to simulate the look and feel of video or other analogous coverage of any Olympic Content, whether on a live or delayed basis.

5. No Alteration of Olympic Content:
   No use of Olympic Content permitted pursuant to these NARs shall alter or modify, by any means (including the imposition of any graphic elements on the Olympic Content), the factual reality of any Olympic Event, Olympic Venue or in respect to any participant (including his/her performance).

6. Use of Olympic Properties:
   Any use of the Olympic Properties shall be in strict accordance with the principles contained within the “IOC Guidelines for Editorial use of the Olympic Properties by Media Organisations”.

7. No Commercial Association:
   Olympic Content must not be used in advertising or in any form of commercial content, or in connection with the promotion of any brand, product or service, unless expressly authorised by the IOC. No News Programmes containing Olympic Content, or any other programme may be positioned or promoted as Olympic or Games programmes, and no Olympic Content may be used in any promotion for any News Programme or any other
programme whatsoever. No Olympic Content (including its availability within any News Programme) may be advertised, marketed or promoted on any platform, including on Television, Radio, the Internet and any other interactive media and/or wireless devices (including in any websites, apps or social media accounts) or otherwise without the prior written authorisation of the IOC. In particular, Olympic Content, and any News Programme containing Olympic Content, must not be used, marketed or promoted in a way that, in the IOC’s view, suggests, creates or implies:

(a) any official or commercial association with the IOC, the Games, Tokyo 2020 or the Olympic Movement where no such association actually exists; or

(b) that Non-RHBs, including, without limitation, their channels, services, News Programmes and other programmes, are recommended, approved or endorsed by the IOC, the Games, Tokyo 2020 or the Olympic Movement.

Subject to the foregoing:

(i) third-party advertisements or promotions that are Broadcast and Exhibited before, during or after any News Programmes incorporating Olympic Content pursuant to these NARs are permitted. However, advertising should remain clearly distinct and separated to avoid any undue Olympic association. In particular, no advertising or promotion may overlap, be intrusive to, or be superimposed on or with the reproduction or presentation of any Olympic Content and/or Olympic Properties; and

(ii) Broadcast and Exhibit sponsorship of Olympic Content (including of any section or highlights within a News Programme that contains the Olympic Content) is not permitted, unless the prior written authorisation of the IOC is obtained.

8. Courtesy credit

Non-RHBs using Olympic Material must credit the local RHB(s) for the use of such Olympic Material. Likewise, a Non-RHBs using Archive Olympic Material must credit the IOC for the use of such Archive Olympic Material. Credits must be in accordance with these NARs, giving an on-screen credit to the local RHB(s) or the IOC (as applicable). For RHB(s), the RHB watermark must be retained or included for the duration of the clip. Otherwise, a super video credit to the local RHB or the IOC (as applicable) must be added, for the duration of the clip, to read and follows: “Courtesy (Name of RHB)” or “Courtesy of the International Olympic Committee” (as applicable).

9. No Internet use:

Other than Permitted Simulcast Transmission as specifically permitted in Section 6 of Chapter II (Television) or in Section 4 of Chapter III (Radio), Olympic Content may not be distributed on the Internet or via any other interactive media and/or wireless platforms and devices. This includes the prohibition of the Broadcast and Exhibition, as well as any other exploitation of Olympic Content via any interactive services, including on services such as “news active” or “sports active”, or any other related video-on-demand services, which would allow the viewer to make a viewing choice within a channel and to thereby view Olympic Content at times and programmes other than as specifically permitted in the above-referenced Chapters.

10. Geo-blocking and other Security Measures:

Without limiting any provisions of Chapters II and III, any authorised use of Olympic Content, whether pursuant to these NARs, any applicable law or regulation (e.g. “Fair Dealing” provisions) or otherwise, via any platform, including, without limitation, via Television, Radio, the Internet or any other interactive media and/or wireless platforms and devices, must in all cases be restricted, by using Geo-blocking and other Security Measures (subject to natural overspill within the frontiers), to persons located in the territory from where the relevant News Programme is transmitted by means of Television or Radio.

11. Fair Use, Fair Dealing or any other copyright limitations:

Should any fair use, fair dealing or other copyright limitations or similar provisions contained in any applicable national law permit the use by Non-RHBs of Olympic Content, in such cases the total of six (6) minutes per day referred to in Section 1 of Chapter II will be included within the minimum permitted by such fair use, fair dealing or other copyright limitations or similar provision, and not in addition to it.

V. INFRINGEMENTS AND MONITORING:

1. Monitoring of compliance

The IOC, Tokyo 2020 and the RHBs will monitor compliance with these NARs for the Games Period.

2. Revocation of permits to access Olympic Venues and use Olympic Content

The IOC reserves the right (without limiting any other remedy or sanction available to it), at its sole discretion, to immediately revoke, without notice, accreditation and any other access to any E Accredited Media to any Olympic Venues, as well as access to Olympic Content by non-accredited Non-RHBs, for the Games Period and future editions of the Olympic Games, in the event of any breach of these NARs.

3. Dispute-resolution

Any dispute, controversy or claim arising from or in connection with the execution or interpretation of these NARs or breach thereof not resolved after exhaustion of the legal remedies established by the IOC, and which cannot be settled amicably:

(i) if during the Games Period, shall be submitted exclusively to the CAS ad hoc division for the Olympic Games for final and binding arbitration in accordance with the Statutes and Regulations of the CAS and the laws in force in Switzerland, and the seat of arbitration shall be in Tokyo, Japan, and the language shall be English; or otherwise

(ii) if outside of the Games Period, shall be submitted exclusively to the CAS for final and binding arbitration in accordance with the Statutes and Regulations of the CAS and the laws in force in Switzerland, and the seat of arbitration shall be at Lausanne, Switzerland, and the language shall be English.

VI. OTHER APPLICABLE IOC GUIDELINES:

In addition to the terms and conditions included in these NARs, all other guidelines made available by the IOC through www.olympic.org may apply,
VI. DEFINITIONS:

“Olympic Games” means any official activity or event that occurs or is originated at an Olympic Venue.

“Olympic Games” means competitions between athletes in individual or team events and not between countries, bringing together the athletes selected by their respective NOCs, whose entities have been accepted by the IOC, competing under the technical direction of the IFs concerned; and they consist of the Games of the Olympiad and the Olympic Winter Games.

“Olympic Marks” means the Olympic Symbol and the Games Marks.

“Olympic Material” means sounds or images originated from or produced of any Olympic Event, in each case regardless of the source.

“Olympic Movement” means all the organisations, athletes and other persons who agree to be guided by the principles of the Olympic Charter.

“Olympic Properties” means the Olympic Symbol (the Olympic rings), the Games marks, the wordmarks “Olympic”, “Olympic Games” and “Olympiad”, the Olympic motto “Citius, Altius, Fortius” and any English or other language translations of the same, and other Olympic-related terminology.

“Olympic Symbol” means the five interlaced rings that identify the Olympic Movement.

“Olympic Venues” shall include all venues which require an Olympic accreditation card or ticket to gain entry, including the Olympic village, the Village Square, the competition venues, the training and practice venues, the IBC and the MPC and any park-like areas that have non-ticketed public access, but which are Olympic areas containing the look of the Games branding and/or requiring security checks or other forms of controlled entry, such as but not limited to, the areas around Shiozake and Aomi Parks.

“Permitted Simulcast Transmission” means the Simulcast of a Television- or Radio-originated News Programme of a Non-RHB that is authorised to use Olympic Content pursuant to and in accordance with these NARs in their entirety, provided that such News Programme: (i) is customarily made available in such manner by the Non-RHB outside the Games Period; (ii) is available only on the officially branded Internet services of the Non-RHB; and (iii) employs Geo-blocking and other Security Measures in a manner which complies with the Internet Distribution Requirements established under Section 10 of Chapter IV of these NARs.

“Radio” means the broadcast of linear audio programming by means of electronic signals via radio waves, intended for intelligible reception on conventional radios, cable radios and satellite radios. For the avoidance of doubt, Radio shall specifically exclude, without limitation, the Internet, audio downloading, video streaming and any other form of video-on-demand, Internet exhibition, exhibition via any interactive media and/or wireless platforms and devices (including mobile telephones, tablets or similar devices).

“RHB(s)” means a corporation or body which has been granted the right by the IOC to Broadcast and Exhibit the Games in a particular territory across one or multiple medium(s)/platform(s), including Television and the Internet.

“Simulcast” means simultaneous and unmodified linear transmission via the Internet or any other interactive media and/or wireless platform or device.

VI. CONTACT INFORMATION

- For any issue related to these NARs, including their interpretation and implementation or reporting on infringements, please contact: newsaccessrules@olympic.org.
- For Archive Olympic Material, please contact the IOC Corporate Communications and Public Affairs Department - Images Service via: images@olympic.org.
“Team Welcome Ceremonies” means the official “celebratory moment” at the start of the Games to welcome all athletes, team officials, delegates and guests, taking place at the Village Square from the opening of the Olympic village, on 13th July 2021, until the day before the Opening Ceremony of the Games on 23rd July 2021.

“Television” means the broadcast of linear audio-visual programming by means of electronic signals intended for intelligible reception on the screen of conventional television monitors. For the avoidance of doubt, Television shall specifically exclude, without limitation, the Internet, video downloading, video streaming and any other form of video-on-demand, Internet exhibition, exhibition via any interactive media and/or wireless platforms and devices (including mobile telephones, tablets and similar devices), home video and Radio.


“Village Square” means the square which will be located adjacent to but separated from the residential zone of the Olympic village, which will host a number of activities including Team Welcome Ceremonies.

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