

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

TARIFF: -MRT: Utilization by Sound Recording on Physical Medium or Electronic Digital Medium by Sale/Electronic Digital Download

1. SCOPE OF TARIFF

This Tariff applies for Musical and Literary works rights which are exploited by utilization on Physical and Electronic-Digital Medium of its Sound Recording on Audio Cassettes / Compact Discs / Audio DVDs / Vinyls and Memory Chips or any physical medium, and Electronic /Digital Downloading of the Sound Recording.

2. GENERAL CONDITIONS

This Tariff is subject to the Society's General Conditions applicable to Tariffs and Licenses.

3. ROYALTY/ LICENSE FEE RATES

The following Royalty/License Fee shall apply for utilization of literary and musical works by Sound Recording on Physical Medium or Electronic Digital Medium by Sale/Electronic Digital Download by:

(A) Physical means:

- a. **Sale by Audio Cassettes, Audio CD, Audio DVDs, Vinyls, Memory Chips:** Royalty/License Fee Rates is 5.50% of Dealer Price less taxes.
- b. **Physical devices where stored music is one of many features of the device will attract royalty/license fee at $5.50\% \times \text{Dealer Price Less Taxes} \times \% \text{ Component of music storage in device} \div 100$**

(B) Electronic/Digital Means:

- a. **Sale/Download:** Royalty/License Fee Rate is 8% of end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-April-2018 and applies to all Royalties/License fee falling due on or after that date.
- b. Non-Compliant Licensees who seek to regularize past infringements / violations / breach of Society's rights and licenses (including non-compliance with agreements, usage without license, vexatious litigation, etc.), a penalty of 30% over the existing tariff shall be applied at the discretion of Society.
- c. Royalty/License Fee rate shall be adjusted to reflect the increase, if any, in the general price level (inflation), as measured by the Consumer Price Index. Such adjustment in royalty/license fee rate can be yearly or cumulative over a period of time.
- d. All Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.