



## **The Indian Performing Right Society Limited**



# **EXISTING TARIFF SCHEME**

**THE INDIAN PERFORMING RIGHT SOCIETY LIMITED****TARIFF SCHEMES****INDEX**

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# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF– AM: ARCADES, MULTIPLEXES, AND SHOPPING PLAZAS, IT / INFOTECH CENTERS / PARKS/INDUSTRIES /AUTOMOBILE SHOWROOMS

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Arcades, Multiplexes, and Shopping Plazas, IT / InfoTech Centers/Parks/Industries/Automobile Showrooms premises by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background music.

### 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 Rates shall apply:

S.No.	Size of premises	Royalty/License Fee rate per annum (Rs.)
1	Upto 10,000 Sq Ft	25,000
2	10,001 Sq Ft.-20,000 Sq Ft	50,000
3	*Above 20,000 Sq ft. royalty/license fee charged will be on pro-rata basis	

### 4. SPECIFIC CONDITIONS:

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. Background music is the performance of music by recorded or mechanical means as background music.
- c. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- d. This tariff applies for public performance of musical and literary works by way of background music only. Music Performance by way of Live/DJ, Tariff LP/DJ shall apply
- e. This tariff will exclude third party events, and a separate license as Tariff LP /DJ Events will be applicable
- f. This tariff excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.
- g. Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.

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## 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the **1<sup>st</sup> January 2021** 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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - AP: AMUSEMENT PARKS

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Amusement Parks by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and performance of music during events held at the amusement parks.

### 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 Rates shall apply:

Size of Premises	Annual Royalty/License Fee Rate for Premises having:	
	Only Background Music	Both Background Music and Events-Live/DJ Performances
Below 25 Acres	Rs.50,000/-	Rs. 1,00,000/-
Above 25 Acres	Rs. 6,00,000/-	Rs. 12,00,000/-

### 4. SPECIFIC CONDITIONS

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. Background music is the performance of music by recorded or mechanical means as background music.
- c. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- d. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein.
- e. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances.
- f. This tariff excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.

### 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - CF: UTILIZATION BY CINEMATOGRAPH FILMS ON PHYSICAL MEDIUM AND ELECTRONIC/ DIGITAL MEDIUM BY SALE/ DOWNLOAD/ RENTING/ STREAMING

### 1. SCOPE OF TARIFF

This Tariff applies for Musical and Literary works rights which are exploited by utilization on Physical medium of its Cinematograph Films on Video Compact Discs, Video DVDs, Vinyls, Memory Chips, or on any physical medium by Sale/Renting/Subscription services and on Electronic/Digital Medium of its Cinematograph Films by Sale/Download/Renting/Subscription/Streaming of the Cinematograph Films including services on Internet and on/by Mobile/Cellular network by a Telecom / Mobile/Cellular Network Operator and billing of the services is by the Mobile/Cellular Network Operator including 2G, 3G, 4G services or any future Generation services.

### 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 Rates shall apply for utilization of Literary and Musical works by Cinematograph Films on Physical Medium and Electronic/Digital Medium by Sale/Download/Renting/ Subscription/Streaming services

#### (A) Physical means:

- a. **Sale by Video Cassette, VCD/DVD / Blue Ray, Vinyl, Memory Chips:**  
Royalty/License Fee Rate is 3% of the Dealer Price less taxes
- b. **Rental/Subscription Services:** Royalty/License Fee Rate is 3% of the end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

#### (B) Electronic/Digital means: Sale/Download/Rental/Streaming-Limited to General Entertainment Content (Feature Films & Serials –TV, WEB, OTT etc.)

Royalty /License Fee rates for Electronic/Digital means shall be calculated on prorata basis as per below:

Category	Royalty/License Fee Rate is		
	Monthly Users	Greater of	
		Per Active User Monthly Minima (In Rs.)	Royalty/License Fee Rate
<b>Free Service/ Bundled</b>	Upto 0.1 Million	1.00	3% of the Gross Revenue
	0.1 Million to 0.5 Million	0.90	
	0.5 Million to 2.5 Million	0.80	
	2.5 Million -12.5 Million	0.70	
	Above 12.5 Million	0.60	
<b>Paid Service</b>	3% of the Gross Revenue subject to minimum annual royalty/license fee		

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- a. Free Service: Means any services that are offered/accessible to end user/consumer without incurring any subscription charge/s
- b. Minima is a minimum fee per user per month adjustable on prorata basis for each end user (customer).
- c. Gross revenue includes any revenue generated directly or indirectly from such service by subscription, sponsorship, advertising or recurring charges less taxes and any applicable payment service fees (capped at maximum of 5%).

### (C) Streaming/Download Services- Music Content

Royalty/License Fee Rate	
Category	Royalty/License Fee % Rate
Advertising Video On Demand (AVOD)	12% of Gross Revenue
Subscription Video On Demand (SVOD)	13.5% of Gross Revenue
Music Content means any Audio Visual File comprising of Music Video, Art Track	

### (D) UGC: USER GENERATED CONTENT

The following Royalty/License Fee Rates shall apply for literary and musical works as part of user generated content (video) on Internet by way of on-demand streaming services through a website/app/mobile app:

- a. 12% of gross revenue which includes any revenue generated directly or indirectly from such service by subscription, advertisement, sponsorship or recurring charge for such streaming services

User Generated Content (UGC) are videos uploaded by end user (Non-Owner) that utilize literary and musical works owned or controlled/administered by the society

## 4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the **1<sup>st</sup> January 2021** and applies to all Royalties/License fee falling due on or after that date.
- b. This tariff is subject to the applicable Minimum Annual Royalty/License Fee and to clause number 14 of the General Terms and Conditions applicable to the Tariffs and Licenses
- c. 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.
- d. 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.
- e. All Royalties/License fee are exclusive of all applicable GST/ taxes / levies.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - CRB: COMMUNITY RADIO BROADCAST

### 1. SCOPE OF TARIFF

This Tariff Applies to the Broadcast/Communication to the Public/ the Performance of music through Community Radio/Channel within a specified geographical community by Non-profit Organizations/Universities and well established educational Institutions for non-commercial broadcast with a nonprofit objective.

### 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 Rates shall apply for Institution/Organization- Rs 50,000/- per annum or 5% of Gross Advertising Revenue whichever is higher.

### 4. SPECIFIC CONDITIONS:

- a. The Institution/Organization shall be 'Non-Profit' entity.
- b. The Institution/Organization shall not undertake transmission of sponsored programmes except the programmes sponsored by Central & State Governments and other organizations to broadcast public interest information.
- c. The Institution/Organization shall undertake limited advertising and announcements relating to local events, local businesses and services and employment opportunities and the maximum duration of such limited advertising shall not exceed 5 (Five) minutes per hour of broadcast.
- d. The Institution/Organization shall not exceed 120 minutes of playtime of music in a day.
- e. Broadcast by Community Radio station/Channel shall be restricted to an area of 5-10 km radius.
- f. This license will terminate automatically and immediately if the station engages in any commercial broadcasting; or if, for any reason, licensee fails to maintain its Ministry of Information and Broadcasting license as required.

### 5. 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.



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## TARIFF: - IHL&CL: HOTELS, GUEST HOUSES, ROOMS, LODGES, MOTELS, HOLIDAY HOMES AND SUCH OTHER BOARDING AND LODGING PREMISES AND CLUBS (IRRESPECTIVE OF THEIR CATEGORY)

### 1. SCOPE OF TARIFF

This Tariff Applies to the Public Performance of Music in the Premises of Hotels, Guest Houses, rooms, Lodges, Motels, Holiday Homes and such other boarding and lodging premises and clubs either for the Staff Members or for the General Public by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music (Limited and subject to all exclusions).

### 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 Rates shall apply:

- A. For Public Performance of Music in Restaurants, Rooms, Lobby, Foyers, Lifts, Shopping Arcade only in the Lobby, Disco, Saloons, Beauty Parlors, Sauna Baths, Health Centre Kiosk Stalls, Music on Hold which are situated or utilized inside the Hotel, the Royalty/License Fee Rate shall be calculated as per the following:-

S.No.	Royalty/License Fee Rate calculated on the Room Rent on the lowest published rate for a standard room on per day basis	Royalty/License Fee Rate per day for Hotels doing Business of:	
		Less than 50% Occupancy	More than 50% Occupancy
1	Up to Rs.3000/-per day per room	Rs. 2.00	Rs. 2.25
2	Rs. 3,001 to Rs. 5,000 per day per room	Rs. 2.25	Rs. 2.50
3	Rs. 5,001 to Rs. 8,000 per day per room	Rs. 2.50	Rs. 2.75
4	Rs. 8,001 and above per day per room	Rs. 2.75	Rs. 3.25
Royalty/License Fee Rate calculated on the Room Rent on the lowest published rate for a standard room on per day basis			

- The number of days shall be 365 days and the License fees calculated on the basis of actual number of rooms in the hotel.
  - For all DJ/Recorded music/ Live Performance / Events /Performance by third parties/ outside organizers within the Premises, Relevant Tariff LP/DJ shall apply.
  - For Public Performance of Live/DJ Music on special occasions like New Year and Christmas, Tariff LP/DJ shall apply.
- B. Royalty/License Fee Rates under this tariff for Hotels having less than 30 Rooms shall be Rs.5000/- per annum.
- a) For Public Performance of Music in Restaurant and other outlets within the premises respective tariffs shall apply.

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- b) For Public Performance of Live/DJ Music in Banquet or other areas within premises, Tariff LP/DJ shall apply.

## **4. SEPCIFC CONDITONS:**

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. All the special Events /Performances by way of Live/DJ on special occasions like New Year and Christmas are specifically excluded from the scope of this tariff and for all such Events /Performances, a separate license is required to be obtained as per Tariff LP/DJ
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- f. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances (subject to all the exclusions mentioned herein above).

## **5. APPLICABILITY OF TARIFF**

- a. This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: -INTB: INTERNET NON- INTERACTIVE MUSIC STREAMING SERVICES

### 1. SCOPE OF TARIFF

This Tariff applies for musical and literary works rights which are exploited by utilization of its sound recording on Internet and mobile/cellular network by way of non-interactive streaming services

### 2. GENERAL CONDITIONS

This Tariff is subject to the Society's General Conditions applicable to Tariffs and Licenses along with the following conditions:

- a. The following limitations are to be adhered, to continue providing music streaming services under 3 (A) of this tariff:
  - i. No more than 4 songs by the same featured artist (or from a compilation album) may be transmitted to the same listener within a 2 hour period (and no more than 3 of those songs may be transmitted consecutively).
  - ii. No more than 3 songs from the same album may be transmitted to the same listener within a 2 hour period (and no more than 2 of those songs may be transmitted consecutively).
  - iii. No more than 5 skips per session to the same listener and not more than 100 skips a month to the same listener.
- b. Channels based on languages, mood, genre, era, event, artist/author are permitted under services permitted under 3(A) of this tariff

### 3. ROYALTY/ LICENSE FEE RATES

- (A) The following Royalty/License Fee Rates shall apply to Communication to the Public/ the Performance of Music by way of Non-Interactive Internet site(s) or service(s) through wire or wireless medium: -
- a. Royalty/License Fee rate:

<b>Minimum Annual Royalty/License fee for single channel</b>	<b>Royalty/License Fee Rate</b>
Rs. 15,00,000/-	12% of Advertising Revenue OR Per Stream Rate, whichever is higher. The price of per stream will be considered at a value of not less than 10 paisa per stream.

- b. Any additional channel will be charged at the rate of Rs 50,000/- per such channel.

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- (B) The following Royalty/License Fee Rates shall apply for re-transmission /simulcast of a FM Radio Station by way of Non-Interactive Internet site(s) or service(s) through wire or wireless medium: -
- (i) Royalty/License Fee Rate:

<b>Minimum Annual Royalty/License fee for single channel</b>	<b>Royalty/License Fee Rate</b>
Rs. 12,00,000/-	12% of Advertising Revenue OR Per stream rate, whichever is higher. The price of per stream will be considered at a value of not less than 10 paisa per stream.

- (ii) Any additional channel will be charged at the rate of Rs. 50,000/- per such channel

#### 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.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - INTR: INTERNET INTERACTIVE MUSIC STREAMING SERVICES

### 1. SCOPE OF TARIFF

This Tariff applies for musical and literary works rights which are exploited by utilization of its sound recording on Internet and by Mobile/Cellular network by way of Interactive streaming as an on-demand streaming service i.e. a user can stream specific work (song), on an on-demand basis, where the time and place at which such work (song) is streamed is selected by the user

### 2. GENERAL CONDITIONS

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

### 3. ROYALTY/ LICENSE FEE RATES

Applicable Royalty/License Fee Rates are as per 3 (A) subject to non-refundable minimum annual royalty/license fee as per 3(B) and shall apply for Communication to the Public/ the Performance of Music on Internet and by Mobile/Cellular network by way of Interactive Streaming

#### A. APPLICABLE ROYALTY/ LICENSE FEE RATES

S.No.	Service Type	Royalty/License Fee Rate
1	Free Service	12% of Advertising Revenue OR Per Stream Rate, whichever is higher. The price of per stream will be considered at a value of not less than 10 paisa per stream.
2	Premium/Subscription service	12% of end user price
3	Data/Bundle Service	12% of the retail price of the bundle offer and the price of the bundled music service will be considered at a value of not less than Rs. 20/- per month per subscriber

#### B. THE MINMIUM ANNUAL ROYALTY/LICENSE FEE

Minimum Annual Royalty/License Fee		
S.No.	Monthly User	Minimum Annual royalty/ License Fee (Not Less than) (Rs.)
1	More than 2 million monthly user	3,00,00,000 (Three Crores)
2	Less than 2 million monthly user	1,00,00,000 (One Crore)

C. The Minimum Annual Royalty/License Fee for eligible startup shall be 25,00,000/- (Rs. Twenty-Five Lakh only)

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

### **4. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 01-April-2018 and applies to all Royalties/License fee/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.** Under this tariff licensee will be allowed a standard deduction towards any applicable payment service fees (capped at a maximum of 5%) and app store fees
- e.** All Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF- KOD: KARAOKE SERVICE ON INTERNET

### 1. SCOPE OF TARIFF

This Tariff applies to utilization of literary and musical works in Karaoke services on Internet by way of on demand steaming service

### 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 Rates shall apply for utilization of literary and musical works in Karaoke services on Internet:

S. No	Service Type	Royalty/License Fee Rate
1	Free Service	Royalty/License Fee Rate is higher of the 12 % of the advertising revenue or per stream rate. The price of per stream rate will be considered at a value of not less than 10 paisa per stream.
2	Paid Service	Royalty/License Fee Rate is 12% of the end (customer) price and any revenue generated directly/indirectly from such service
3	Data/Bundled	Royalty/License Fee Rate is higher of 12% of the retail price of the bundle offer and the price of the bundled service will be considered at a value of not less than Rs 20/- per month per subscriber

- a) Royalty/License Fee shall be payable less taxes and any applicable payment service fees (capped at a maximum of 5%).
- b) The above Royalty/License Fee rate defined is subject to the applicable Minimum Annual Royalty/License Fee and to clause number 14 of the General Terms and Conditions applicable to the Tariffs and Licenses

### 4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from 1<sup>st</sup> January 2021 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.

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## TARIFF - LP/DJ: EVENTS-LP/DJ (RECORDED MUSIC) PERFORMANCES AT VENUES/PREMISES

### 1. SCOPE OF TARIFF

This Tariff Applies to the Public Performance of Music by way of Live Performance, DJ Music & Live with the DJ (Recorded Music) means at Venues/Premises covered under this this tariff.

### 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 Rates shall apply:

#### A. Events at Hotel (Non-Ticketed), the royalty/license fee for:

- i. Five Star and above category Hotels shall be Rs. 30,000/- per event;
- ii. other category Hotels shall be Rs. 20,000/- per event

#### B. Events (Non-Ticketed) at open grounds/lawns or similar venues, the royalty/license fee shall be Rs. 75,000/- per event

#### C. For Non-Ticketed Sponsored Events, the royalty/license fee shall be Rs. 1,50,000/- per event

#### D. For Events to be Telecast like award shows:

- i. For events which are held for telecast (primarily on Hindi channel), royalty/license fee shall be Rs. 7,50,000 per event
- ii. For events which are held for telecast (on Non-Hindi channel), royalty/license fee shall be Rs. 5,00,000 per event.

#### E. Where there is an Admission charge i.e. ticketed event, the royalty/license fee shall be calculated as per the following Royalty/License Fee Rates: -

- i. 3% on the admission charge i.e. price of the ticket and sponsorship revenue;
- ii. A standard deduction of 15% is applicable on the total capacity of the venue;
- iii. Royalty/License Fee shall be calculated on the total capacity of the venue after applying the standard deductions as per E (ii).
- iv. **The minimum tariff under this category is Rs. 40,000/- per event**

### 4. SPECIFIC CONDITIONS:

- i. This Tariff Applies This tariff applies for public performance of musical and literary works by way of Live/DJ performances during an event.
- ii. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- iii. Ticketed event means where there is an admission charge to attend the event and non-ticketed event means where there is no admission charge to attend the event.



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## 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 1<sup>st</sup> January 2021 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. Two passes should be provided for the inspection while applying for a License / Permit.
- e. All Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF- LSE: LIVE STREAMING OF ONLINE EVENTS -LIVE/DISC JOCKEY PERFORMANCES

### 1. SCOPE OF TARIFF

This Tariff Applies to the Public Performance of LIVE streaming of Online Events of Music (Musical & Literary works) by way of Live Performance, or Music Videos and Disc Jockey (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 Fees Rates (Excluding Taxes) shall apply:

<b>A</b>	<b>Free Events without Ad/Ticket/ Sponsorship or Non Corporate / Brand Events</b>			
	Royalty/License Fees (Rs.)			6,000
	Fee under this category waived till 31-03-2021			
<b>B</b>	<b>For Shows/Events Paid Ticketed or Ad Supported Sponsored (Excluding Corporate/Brand Events)</b>			
	Royalty/License Fees shall be greater of 5% of Gross Revenue or Minimum Royalty/License Fees:			
	Ticket Price (Rs.)	Audience Size	Tariff as % of Revenue	Minimum Fees (Rs.)
	Upto 500	500	5%	10,000
		501-1000	5%	15,000
	501-1000	500	5%	15,000
		501-1000	5%	22,500
1001-2000	500	5%	22,500	
	501-1000	5%	33,750	
<b>C</b>	<b>For Corporate/Sponsored Events (upto Audience Size of 500 People the Royalty/License fees (Rs.)</b>			<b>30,000</b>

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

Events falling under category B and C, a flat discount of 20% till 31-03-2021 is applicable due to COVID-19 Pandemic
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Any Increase in Audience Size will be to the next 500 & Royalty/License Fees will be increased proportionately for Category B & C.
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It is the sole responsibility and liability of the Licensee to seek any additional licenses as required by the law in respect of exploitation of any work and or sound recordings as part of the event from the copyright holders and subject to the Terms & Conditions Specific and or General
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## 4. SPECIFIC CONDITIONS:

- i. Live music means Music by performers in person, whether staff or customers, vocalists or instrumentalists. Disc Jockey means playing music by way of its Sound Recording and Music Videos means original and or authorised Song Portions of the Films.
- ii. It is the sole responsibility and liability of the Licensee to seek any additional licenses as required by the law in respect of exploitation of any work and or sound recordings as part of the event from the copyright holders. **IPRS royalty/license fee is for its members only for performing / mechanical rights of the Indian Literary & Musical Works administered and does not cover any Synchronisation License.**
- iii. In the case of Ticketed Event the Organizer shall grant a Free Access to the Event while applying for a License/Permit and the User / Licensee will provide the detailed logs of the songs performed.
- iv. The above tariff does not include for hosting of the recorded version of the event licensed under this tariff or any recording of the Live Event for Catch up, Repurposed/Repackaged by the licensee on its own platform and or any other platform owned or operated by any third party for later consumption. All such exploitations are subject to appropriate separate licensing under a separate tariff as per the applicability.
- v. Ticketed event means where there is a digital access charge. Sponsored event means companies/brands who have powered and/or co-powered the said event

## 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 1<sup>st</sup> January,2021 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 rate can be yearly or cumulative over a period of time.
- d. All Royalties/License Fees are exclusive of all applicable GST taxes levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF – MLS: MALLS

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Shopping Mall premises by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music.

### 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 Rates shall apply:

Size of the Premises (Sq. Ft.)	Applicable Royalty/License Fee Rate per Annum for:			
	Music in common Areas		Music in Common Areas and Shops	
	Metro/Major Cities*	Non-Metro Cities	Metro/Major Cities*	Non-Metro Cities
Less than 50,000 Sq Ft	Rs.50,000	Rs.25,000	Rs.1,00,000	Rs.50,000
Between 50,001 upto 3,00,000 Sq Ft	Rs.2,00,000	Rs.1,00,000	Rs.4,00,000	Rs.2,00,000
Above 3,00,000 Sq Ft	Rs.5,00,000	Rs.2,50,000	Rs.10,00,000	Rs.5,00,000

### 4. SPECIFIC CONDITIONS

- This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- Background music is the performance of music by recorded or mechanical means as background music.
- Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances.
- This tariff will exclude third party events, and a separate license as Tariff LP /DJ Events will be applicable
- This tariff excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.
- Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.
- \* Metro/Major Cities are Mumbai (MMR), Delhi (NCR), Chennai, Kolkata, Ahmedabad, Bangalore, Chandigarh, Hyderabad, Jaipur and Pune.
- Non-Metro Cities: All other cities not defined under Metro/Major cities.

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

### **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 1<sup>st</sup> January 2021 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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# 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.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF- MTN: RING TONE AND CALLER RING BACK TONE

### 1. SCOPE OF TARIFF

This Tariff applies for Musical and Literary works rights which are exploited by utilization by its sound recording by Ring Tone and Caller Ring Back Tone

### 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 rates shall apply for utilization of Musical & Literary Works by its sound recording on Mobile / Cellular network.

#### (A) Ringtone-RT

Royalty /License Fee rates are set as follows:

- a. **Real / True tone (Original Recording):** 8% of end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)
- b. **Monophonic and Polyphonic:** 15% of end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

#### (B) Caller Ring Back Tone-CRBT

Royalty /License Fee rates for the Caller ring back tone service shall be calculated on prorata basis as per below:

Users / Category	Free /Bundled Service	Paid Service	
		Royalty/License Fee Rate is greater of	
Monthly Users	Per User Monthly Minima	Per User Monthly Minima	8 % of the Gross Revenue
Upto 5 Million	Rs 1.50	Rs 1.50	
5 Million to 10 Million	Rs 1.20	Rs 1.20	
Above 10 Million	Rs 1.00	Rs 1.00	

- a. Minima is a minimum fee per user per month adjustable on prorata basis for each end user (customer).
- b. Gross revenue includes any revenue generated directly or indirectly from such service by song selection, subscription, sponsorship or recurring charges less taxes and any applicable payment service fees (capped at maximum of 5%).

# **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

## **4. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 1<sup>st</sup> January 2021 and applies to all Royalties/License fee falling due on or after that date.
- b.** The above Tariff is subject to the applicable Minimum Annual Royalty/License Fee and to clause number 14 of the General Terms and Conditions applicable to the Tariffs and Licenses
- c.** 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.
- d.** 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.
- e.** All Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.



# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - PD: PUB & DISCO

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Pub's and Discos by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music.

### 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 Rates shall apply:

Size of the Premises (Sq. Ft.)	Applicable Royalty/License Fee Rate per annum for	
	Metro/Major Cities*	Non-Metro Cities
upto 2500 Sq Ft	Rs. 50,000/-	Rs. 25,000/-
2501 - 5,000 Sq Ft	Rs. 1,00,000/-	Rs. 50,000/-
5,001 Sq Ft and above	Rs. 2,00,000/-	Rs. 1,00,000/-

Note: In order to promote artists and performers there shall be a standard deduction of 20% on the royalty/license fee for regular live performance (365 days) within the premises

### 4. SPECIFIC CONDITIONS

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. In order to promote artists and performers there shall be a standard deduction of 20% for regular live performance (365 days) within the premises.
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein.
- f. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances.
- g. \* Metro/Major Cities are Mumbai (MMR), Delhi (NCR), Chennai, Kolkata, Ahmedabad, Bangalore, Chandigarh, Hyderabad, Jaipur and Pune.
- h. Non-Metro Cities: All other cities not defined under Metro/Major cities.

### 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - PUBL: PUBLICATIONS

### 1. SCOPE OF TARIFF

This Tariff Applies to the Publication of either the Musical Composition or the Lyrics of a Musical Work.

### 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 Rates shall apply:

- (A) For Publication of Musical Notation of the Musical Work and where there is no charge for the Published copy, the Royalty/License Fee shall be Rs. 4,750/- per thousand copies.
- (B) For Publication of Lyrics of the Musical Work and where there is no charge for the Published copy, the Royalty/License Fee shall be Rs. 3,750/- per thousand copies.
- (C) For Publication of Musical Notation or Lyrics of the Musical Work and where there is a charge or price for the Published copy, the Royalty/License Fee Rate as above shall be enhanced as follows:

S.No.	Price/Charge of the Published Copy (In Rs.)	Royalty/License Fee Rate to be enhanced by
1	1 to 100	30%
2	101 to 400	50%
3	401 On wards	75%

### 4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF -RB: RESTAURANTS, BARS, LUNCH HOMES, COFFEE SHOPS, DINING ROOMS, LOUNGES, CAFES, OFFICE CANTEENS, EATING HOUSES AND ALL PREMISES OF SIMILAR NATURE

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Restaurants, Bars, Lunch Homes, Coffee Shops, Dining Rooms, Lounges, Cafes, Office Canteens, Eating Houses and all premises of similar nature by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music.

### 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 Rates shall apply:

Applicable Royalty/License Fee Rate per annum for:	
Metro/Major Cities*	Non-Metro Cities
Rs.10,000	Rs.5,000
Note: In order to promote artists and performers there shall be a standard deduction of 20% on the license fee for regular live performance (365 days) within the premises	

### 4. SPECIFIC CONDITIONS

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. In order to promote artists and performers there shall be a standard deduction of 20% for regular live performance (365 days) within the premises
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- f. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances.
- g. This tariff will exclude third party events, and a separate license as Tariff LP /DJ Events will be applicable
- h. \* Metro/Major Cities are Mumbai (MMR), Delhi (NCR), Chennai, Kolkata, Ahmedabad, Bangalore, Chandigarh, Hyderabad, Jaipur and Pune.
- i. Non-Metro Cities: All other cities not defined under Metro/Major cities.

# **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

## **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 1<sup>st</sup> January 2021 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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - RDB: RADIO BROADCAST

### 1. SCOPE OF TARIFF

This Tariff applies to the Broadcast/Communication to the Public/ the Performance of music (Musical and Literary Works) through an AM/FM Radio Station.

### 2. GENERAL CONDITIONS

This Tariff is subject to the society's General Conditions Applicable to Tariffs and Licenses.

### 3. ROYALTY/ LICENSE FEE RATES

The Royalty/License Fee to be paid by the Radio Broadcaster (Licensee) for per Radio Channel per City shall be the Percentage of Gross Revenue payable as per Sub-Clause "A" below or the Minimum Annual Royalty / License Fee as per Sub-Clause "B" below whichever is higher.

#### (A) ROYALTY/LICENSE FEE RATE AS OF PERCENTAGE OF GROSS REVENUE

Royalty/License fee shall be **05% of Gross Revenue** subject to a minimum annual royalty/licensee fee as per 3(B)

#### (B) THE MIMUMUM ANNUAL ROYALTY/ LICENSE FEE

Minimum Annual Royalty/License Fee (exclusive of all taxes)	
City Category	Minimum Annual Royalty/License Fee (Rs.)
A+	17,00,000/-
A	12,00,000/-
B	10,00,000/-
C	7,00,000/-
D	4,50,000/-

Notwithstanding anything contained in Sub-Clause "A" the Licensee shall pay the Minimum Annual Royalty / License Fee per Radio Channel per City as applicable irrespective of the Gross Revenue

**ILLUSTRATION:** For calculation of Total Annual Royalty/License fee for a radio channel in a city following illustration can be taken into consideration:

**For a Radio Channel located in a city which belongs to Category A+:**

1. Minimum annual royalty/license fee=Rs.17,00,000/-
2. Gross revenue of a Radio Channel as declared to GOI =Rs.3,50,00,000/-
3. Applicable Rate of gross revenue = 5%
4. License fee based on gross revenue = 3,50,00,000 \* 5%= Rs.17,50,000/-
5. Total Annual License Fee (either minimum annual license fee (1) or license fee based on gross revenue (4) whichever is greater) = Rs.17, 50,000/-
6. Difference of License fees based on gross revenue subject to minimum annual royalty/license fee (if excess) payable = Rs. 50,000/- (Rupees Fifty Thousand only)

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

Any overflow of royalty/license fee calculated as per 3(A) will be due after the recovery of the annual minimum royalty/license fee as specified in 3(B).

In similar way Total Annual Royalty/License fee for each radio channel belonging to other city category can be calculated.

### **4. SPECIFIC CONDITIONS:**

- a. It is clarified that this Tariff concerns Radio Broadcast only and does not cover Network or Re-Broadcast.
- b. Notwithstanding anything contained in Sub-Clause 3 (A) the Licensee shall pay the Minimum Annual Royalty / License Fee per Radio Channel per City as applicable irrespective of the Gross Revenue
- c. A+ Category Cites shall include Metro Cites of Delhi, Mumbai, Kolkata, Chennai
- d. City Category classification shall be the same as per government norms existing for the time being in force as amended from time to time.
- e. Gross Revenue shall have the same meaning as defined in Phase II Tender Document dated 21<sup>st</sup> September 2005 as modified from time to time (Gross Revenue will be similar to as declared to the Government of India (GOI) for revenue sharing)
- f. Free Air time of 240 seconds per day of public support announcements with regards obtaining license for play of music (Musical and Literary Works) from its Radio Channel.
- g. The Minimum Annual Royalty / License Fee per Radio Channel per City as Specified in Clause 3B shall be paid in advance irrespective of whether Clause 3A or Clause 3B is applicable to the Licensee.
- h. This Tariff is not applicable to re-transmission/re-broadcast/simulcast of a Radio Station broadcast/channel/signal on Internet, DTH, Cable TV, IPTV platform and on/by Mobile/Cellular network by a Telecom / Mobile/Cellular Network Operator and billing of the services is by the Mobile/Cellular Network Operator including 2G, 3G, 4G services which shall be subject to appropriate separate licensing under a separate tariff as per the applicability.

### **5. 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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - RTL: RETAIL PREMISES

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Departmental Stores, Retail Stores, and all other Commercial Premises of similar nature either for the staff Members or for the General Public by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and In-store events (as applicable).

### 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 rates shall apply:

#### A. For Metro Cites:

Particulars	Applicable Royalty/License Fee Rate per annum for Metro Cites			
	upto 5,000	5001-10,000	10,001-25,000	25,001-50,000
Size of the Premises (Sq. Ft.)	upto 5,000	5001-10,000	10,001-25,000	25,001-50,000
Royalty/License Fee per annum (Rs.)	Rs.5,000/-	Rs.25,000/-	Rs. 50,000/-	Rs. 1,00,000/-
Above 50,000 Sq ft. royalty/license fee charged will be on pro-rata basis				

#### B. For Non-Metro Cites

Particulars	Applicable Royalty/License Fee Rate per annum for Non-Metro Cites			
	upto 5,000	5001-10,000	10,001-25,000	25,001-50,000
Size of the Premises (Sq. Ft.)	upto 5,000	5001-10,000	10,001-25,000	25,001-50,000
Royalty/License Fee per annum (Rs.)	Rs.2,500/-	Rs.12,500/-	Rs, 25,000/-	Rs. 50,000/-
Above 50,000 Sq ft. royalty/license fee charged will be on pro-rata basis				

### 4. SPECIFIC CONDITIONS:

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. This tariff covers music uses consistent with the activities of these premises. Other musical performances at the premises that would normally be charged under other tariffs could be charged additionally under the appropriate tariff(s).
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. In-store events are performances at events associated with the retail activities of the premises such as fashion shows, Festival shows and live music performances.

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

- f.** Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- g.** This tariff applies for public performance of musical and literary works by way of background music and LIMITED live/DJ performances (excluding ticketed and sponsored events for which respective tariffs shall apply).
- h.** This tariff excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.
- i.** Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.
- j.** Metro/Major Cities are Mumbai (MMR), Delhi (NCR), Chennai, Kolkata, Ahmedabad, Bangalore, Chandigarh, Hyderabad, Jaipur and Pune.
- k.** Non-Metro Cities: All other cities not defined under Metro/Major cities.

### **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies



# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - SB: TELEVISION/ SATELLITE BROADCAST

### 1. SCOPE OF TARIFF

This Tariff applies for Musical and Literary works rights which are exploited by utilization in and as part of TV Serials/Shows / Programmes / Films (subject to all exclusions) on Television/Satellite Channels, Doordarshan / Government Broadcaster and Terrestrial Television.

### 2. GENERAL CONDITIONS

This tariff is subject to the Society's General Conditions Applicable to Tariffs and Licenses.

### 3. ROYALTY/ LICENSE FEE RATES

a. The following Royalty/License Fee rates shall apply:

Ranking of the Channel as per BARC Rating	Band	Per Channel Annual Royalty/License Fee as per Genre of the Channel (Rs.)				
		General Entertainment Channel	Film Channel	Music Channel	Kids/ Infotainment/ Lifestyle Channel	Sports/ Other Channel
1-10	A	3,00,00,000	1,50,00,000	1,25,00,000	60,00,000	24,00,000
11-20	B	1,00,00,000	50,00,000	40,00,000	20,00,000	10,00,000
21 and above	C	50,00,000	30,00,000	25,00,000	10,00,000	4,00,000

- b. Exclusions: Musical works and Literary works forming part of Theme Music of a TV show/program, Award Shows, Brands (forming part of Commercials/ Advertisements), are specifically excluded from the scope of this tariff which shall be subject to appropriate separate licensing by the Owner Publishers
- c. The Royalty/License fee prescribed is on the basis that the entire TV/Satellite Channel is licensed on a 24hr per day and 365 days in a year; which would cover both the Rights of Reproduction and Communication to the Public.
- d. The Royalty/License fee for simulcast of their channel on OTT platform operated by a broadcaster shall be 10% of the fee paid by the broadcaster for licensing of their satellite channel.
- e. The Royalty/License fee under this tariff is only applicable for the territory of India.

### 4. APPLICABILITY OF TARIFF

- a. The Tariff comes into force from 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

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - SCBA: STANDALONE COMMERCIAL BANQUETS AND AUDITORIUMS

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at Auditoriums for Live Musical Shows (subject to all exclusions) and Standalone commercial banquets for events like kiddies parties, birthday parties domestic/ personal parties get together parties and all other similar small functions by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music.

### 2. GENERAL CONDITIONS

This Tariff is subject to the society's General Conditions Applicable to Tariffs and Licenses.

### 3. ROYALTY/ LICENSE FEE

The following Royalty/License Fee Rates shall apply:

- The Royalty/License fees per Event / show / performance is Rs. 6,000/- per show/event.

### 4. SPECIFIC CONDITIONS:

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. The Following performance are excluded from this tariff:
  - i) All Hotels above Three-star category and Cruise Ships and Aircrafts
  - ii) Any Event or Performance which will be recorded for Telecasting or is having Play Back singer.
  - iii) All events or performances having admission fee (Ticket Fee) of more than Rs. 500/- and/ or are Sponsored.
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- f. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances.

### 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-July-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 rate can be yearly or cumulative over a period of time.
- d. All Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - SNC: MUSIC IN COMMERCIALS/ ADVERTISEMENTS/ PROMOS/ CORPORATE VIDEOS/AUDIOS

### 1. SCOPE OF TARIFF

This Tariff applies to utilization of musical works and literary works in Commercials, Advertisements, Promos, & Corporate Videos/Audios by way of Synchronization on Television, Radio, Internet/Website or any other medium.

### 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 Rates shall apply for Broadcast/ Communication to the Public/ the Performance of Music by way of Synchronization on different medium per language in-

- a. Television Commercials (TVC)/ Advertisements (Ads)/ Promo, shall be ₹45,000/- per 30 second for all the TV Channels/ Satellite Channels, per annum
- b. Radio Jingles/ Radio Advertisement shall be ₹25,000/- per 30 second for all FM/AIR Radio Stations, per annum
- c. Advertisement on Internet/website shall be ₹30,000/- per 30 second, per annum.
- d. Commercials/Advertisement in digital Out of Home (OOH) shall be ₹20,000/- per 30 second, per city, per segment, per annum.
- e. Corporate Videos/Audio (for corporate communications, training initiatives and educational videos/audios), the Royalty/License Fee shall be ₹20,000/- per 30 second, per annum
- f. **The Minimum Royalty/License Fee under this tariff shall be ₹20,000/-.**

### 4. SPECIFIC CONDITIONS

This tariff is subject to the **Licensee's obtaining the "Synchronization License" with regards the work and/or sound recordings from the copyright holders.**

### 5. 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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies.

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - SOP: SERVICE ORIENTED PREMISES

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music at the Service oriented premises like Bank and Office, Health clubs, Hospital, Petrol Pump, Doctor's clinic, factories and workshops, Dance School, Mobile Disc Jockey, Traveling showman, Pavement Music, Juke Box, Music on Hold and all other Commercial Premises of similar nature, either for the staff Members or for the General Public by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and Live/DJ Performances (as applicable).

### 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 rates shall apply:

S.No.	Size of the Premises (Sq. Ft.)	Royalty/License Fee Rate per unit per annum (Rs.)
1	Upto 5,000 Sq Ft	Rs.5,000/-
2	5,001 upto 10,000 Sq Ft	Rs. 15,000/-
3	10,001 upto 20,000 Sq Ft	Rs. 30,000/-
Above 20,000 Sq Ft Royalty/License Fee charged will be on pro-rata basis		

### 4. SPECIFIC CONDITIONS:

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. This tariff covers music uses consistent with the activities of these premises. Other musical performances at the premises that would normally be charged under other tariffs could be charged additionally under the appropriate tariff(s).
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- f. This tariff applies for public performance of musical and literary works by way of background music and LIMITED live/DJ performances (excluding ticketed and sponsored events for which respective tariffs shall apply).
- g. This tariff excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.
- h. Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.

# **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

## **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - STD: SPORTS

### 1. SCOPE OF TARIFF

This Tariff Applies to the Public Performance of Music during a sports activity as an accompaniment or where background Music is provided before and after the show of general entertainment by way of Radio, Tape, Video, Television or by any other Mechanical Devices and Live /DJ Performances (as applicable) during the match.

### 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 Rates shall apply:

- a. For Public Performance of music by way of Background Music only the Royalty/License Fee Rate shall be Rs. 5/- Per Seat on total capacity

In the case of Live/DJ Performances, Tariff LP shall apply.

#### OR

- b. For Public Performance of music by way of Background Music and Live/DJ Music the royalty/license fee rate shall be Rs.10/- per seat on total capacity. This royalty/license fee rate is applicable for a season e.g. IPL entire season.

### 4. SPECIFIC CONDITIONS

- a. Choice of the performance as per clause 3(a) or 3(b) should be made prior to the season for calculation of the applicable royalty/license fee.
- b. For calculation of royalty/license fee the number of seats actually occupied is immaterial. The royalty/license fee is charged on the total capacity of the Premise.
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein

### 5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - TPWP: TRAVELLING PASSENGERS WAITING PREMISES

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music Airports, Railway Stations, Metro Stations, Bus Stations or any other premises of similar nature, to entertain the public by any mechanical or electronic device or through Wi-Fi, including radio, television, and Tablet form screen, record/CD/tape players and digital music service and Live/DJ Performances.

### 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 Rates shall apply for:

- a. **Airport:** Royalty/License Fee rate for performance of music Airport shall be as below:

S. No.	Royalty/License Fee Rate Per Month		
1	"C" and "D" class cities	"B" class cities	Metros and "A" Class cities
2	Rs. 50,000/-	Rs. 1,00,000/-	Rs. 5,00,000/-

- b. **Railway Station:** Royalty/License Fee rate for performance of music at a railway station shall be Rs.5,000/- per railway station per annum
- c. **Metro Stations:** Royalty/License Fee rate for performance of music at a Metro station shall be Rs.20,000/- per Metro station per annum
- d. **Bus Station:** Royalty/License Fee rate for performance of music Bus Station shall be Rs.5,000/- per Bus station per annum.

### 4. SPECIFIC CONDITIONS:

- a. This tariff applies for public performance of musical and literary works by way of background music and live/DJ performances.
- b. Background music is the performance of music by recorded or mechanical means as background music.
- c. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- d. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein.
- e. This tariff applies for public performance of musical and literary works by way of background music and LIMITED live/DJ performances (excluding ticketed and sponsored events for which respective tariffs shall apply).

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

### **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies



# THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

## TARIFF: - TS: TRANSPORTATION SERVICES

### 1. SCOPE OF TARIFF

This Tariff applies to the Public Performance of Music in an Aircraft, Luxury Cruise Liner, Trains, Metro Train and commercial Motor Vehicles or any other transportation mode of similar nature to entertain the public by any mechanical or electronic device or through Wi-Fi, including radio, television, Tablet form screen, record/CD/tape players and digital music service

### 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 Rates shall apply for:

- a. **Aircraft:** Royalty/License Fee rate for performance of music inside an aircraft shall be Rs.2,00,000/- per aircraft per annum.
- b. **Luxury Cruise Liner:** Royalty/License Fee rate for performance of music inside a luxury cruise liner shall be Rs.6,00,000/- per ship per annum.
- c. **Trains:** Royalty/License Fee rate for performance of music inside a train shall be Rs. 25,000/- per train per route.
- d. **Metro Train:** Royalty/License Fee rate for performance of music inside a metro train shall be Rs. 25,000/- per train/route per annum.
- e. **Motor Vehicle:** Royalty/License Fee rate for performance of music inside a commercial Motor Vehicle shall be Rs. 1,000/- per vehicle per annum.

### 4. SPECIFIC CONDITIONS:

- a. This tariff applies for public performance of musical and literary works by way of background music and live/DJ performances.
- b. Background music is the performance of music by recorded or mechanical means as background music.
- c. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- d. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- e. This tariff applies for public performance of musical and literary works by way of background music and LIMITED live/DJ performances (excluding ticketed and sponsored events for which respective tariffs shall apply).

# **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

## **5. APPLICABILITY OF TARIFF**

- a.** This Tariff comes into force from the 01-July-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 Royalties/License fee are exclusive of all applicable GST/ taxes / levies

# **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

## **GENERAL TERMS AND CONDITIONS APPLICABLE TO TARIFFS AND LICENSES**

- 1.** All the users of the music (Whether Live and / or Recorded Music) should pay the license fees as per the category of the tariffs.
- 2.** All the Annual royalty/License fees or minimum annual royalty/license fee (as applicable) should be paid in advance or within the stipulated time mentioned in the tariff i.e. within a month or as mentioned in the Agreement.
- 3.** All Licenses granted shall be executed by / on behalf of IPRS and the license so granted shall be subject to the terms contained therein and shall be deemed to be accepted by the licensee.
- 4.** If the Annual royalty/License fees are not paid within the stipulated period, then an 18% Interest and 18% Penalty will be charged together with the Actual License fees.
- 5.** With regard to 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.
- 6.** 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.
- 7.** All Royalties/License Fee are exclusive of all applicable GST /taxes/levies.
- 8.** While licensing any Premises, the extent of audibility of Music being played / performed is material. In other words, even if music is being played in a section of the premises, but it is in such a manner that the same can be heard in other sections of the premises as well, the entire area has to be considered for calculation of the Royalty/License Fees payable.
- 9.** Floor Area / Square Feet of the Premises means the Wall to Wall Area / Carpet Area of the Premises. Light & Heavy Vehicles shall have the same meaning as assigned by the R.T.O. Authorities.
- 10.** Two passes should be provided for the inspection while applying for a License / Permit for the LP Tariff.
- 11.** All the Licenses issued/granted by the Society (IPRS) are for "Performing and or Mechanical Right(s)" (as applicable) of the Musical Works and/or associated Literary Works of its members only.
- 12.** "Performing Right (s)" means and includes the "Performance" and or the Right of Performing the "Musical and Literary Work" or Communicating the "Musical and Literary Work" to the

## **THE INDIAN PERFORMING RIGHT SOCIETY LIMITED**

Public or in Public, broadcasting by any mode or medium of exploitation/ utilization including but not limited to all forms of television, radio, mobile communications, Internet communications/service and any form or mode of wire or wireless diffusion / transmission and causing to be transmitted to users or subscribers of a diffusion service in all parts of the territory, by any means and in any manner whatsoever, including making the Work available to the Public of all Musical and Literary Works or parts thereof and such words and parts thereof (if any) as are associated therewith including (without prejudice to the generality of the expression “Musical & Literary Works), the vocal and instrumental music recorded in Cinematograph film(s)/Sound Recording(s), the words and/or music of monologues having musical introduction, and/or accompaniment, and the musical accompaniment of non- musical plays, dramatic-musical works including operas, operetta’s, musical plays, revues or pantomimes and ballets, videos, plays, serials, documentaries, dramas, commentaries etc. accompanied by musical & literary work and the right of authorizing any of the said Acts.

- 13.** Licensee must provide Music usage reports/logs of the works utilized.
  - 14.** Licensing based on Tariffs- INTB, INTR, KOD, MRT, MTN and CF, for its Sound Recording/Cinematograph Film including bundled services will be based upon the prevailing content pool shared for that services with the owner of the film and or sound recording with minimum annual royalty/license fees
  - 15.** Authors Statutory Royalty: IPRS collects the Authors Statutory Royalty (i.e. the equal share of royalties attributable to the lyricists and / or music composers who are members of IPRS) for works where the Owner Publisher is not a member, to the extent the composer and/or author is a member.
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