

# **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 seeking to resolve and regularize past or existing infringement, violation, or breach(s) of the Society's rights and licenses or license terms (including but not limited to failure to adhere to agreement(s) terms, unauthorized use, or vexatious litigation) may be subject to a higher royalty rate [(i.e., existing tariff plus a minimum of 50% of the existing tariff ("additional fee/royalty")), at the Society's discretion. The additional fee/royalty quantum may be assessed by the Society in its sole discretion depending on the nature and/or extent and/or duration and/or egregious nature of the (past or existing) infringement, violation, or breach(s) of the Society's rights and licenses or license terms as being higher than 50% of the existing tariff.

- 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.