

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%).

4. APPLICABILITY OF TARIFF

- a.** This Tariff comes into force from the 1st 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 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.
- 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.