



The Indian Performing Right Society Limited

TARIFF SCHEME – NEW PROPOSED

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

INDEX

PROPOSED TARIFFS FOR INTERNET / BROADCAST – TV / RADIO / MOBILE OPERATOR SERVICES / KARAOKE / SALE & RENTAL OF CINEMATOGRAPH FILMS OR SOUND RECORDING ARE APPLICABLE FROM 1ST APRIL 2018

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***PROPOSED TARIFFS FOR INTERNET / BROADCAST – TV /
RADIO / MOBILE OPERATOR SERVICES / KARAOKE /
SALE & RENTAL OF CINEMATOGRAPH FILMS OR SOUND
RECORDING ARE APPLICABLE FROM 1ST APRIL 2018***

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

**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, IPTV, Mobile TV 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.

2. GENERAL CONDITIONS

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

3. ROYALTY RATES

The following Royalty 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 Rate is 01% of the Dealer Price less taxes
- b. **Rental/Subscription Services:** Royalty Rate is 01% of the end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

(B) Electronic/Digital means:

- a. **Sale/Download:** Royalty Rate is 01% of end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

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**CF: Utilization by Cinematograph Films on Physical Medium and Electronic/
Digital Medium by Sale/Download/Renting/ Streaming**

- b. **Rental/Subscription/Streaming Services:** Royalty Rate is 01% of the end user (customer) price less taxes and any applicable payment service fees (capped at a maximum of 5%)

(C) Streaming Services- Music Video/Videos of songs incorporated in Cinematograph Films (including YouTube like services)

- a. Royalty Rate is 5% of the end user (customer) price or any revenue generated directly or indirectly from such service by subscription, advertisement, sponsorship or recurring charge for such streaming services less taxes and any applicable payment service fees (capped at a maximum of 5%)

(D) UGC: USER GENERATED CONTENT

The following Royalty Rates shall apply for communication to the public of 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. 5% 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

4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

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

4. SPECIFIC CONDITIONS :

- The Institution/Organization shall be 'Non-Profit' entity.
- 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.
- 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.
- The Institution/Organization shall not exceed 120 minutes of playtime of music in a day.
- Broadcast by Community Radio station/Channel shall be restricted to an area of 5-10 km radius.
- 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 ----- and applies to all Royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

(A) The following Royalty 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 rate:

| <u>Minimum Annual Royalty/License fee for single channel</u> | <u>Royalty Rate</u> |
|--|---|
| 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 paise per stream. |

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

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THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

INTB: INTERNET NON- INTERACTIVE MUSIC STREAMING SERVICES

(B) The following Royalty 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 Rate:

| <u>Minimum Annual Royalty/License fee for single channel</u> | <u>Royalty Rate</u> |
|--|---|
| 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 ----- and applies to all Royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes/levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED
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. an 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 RATES

Applicable Royalty 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 RATES

| S.No. | Service Type | Royalty 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 |

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INTR: INTERNET INTERACTIVE MUSIC STREAMING SERVICES

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)

4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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. 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.

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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 RATES

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

- a. Royalty/License Fee shall be 12% of the gross revenue subject to minimum annual royalty/license fee of Rs. 5,00,000/- (Rupees Five lakhs only)

4. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

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THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates 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 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 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 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 ----- and applies to all Royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

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THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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. Additionally the end user price adopted will be after taking into consideration followings:-

- Streaming services: The App store will get deduction of a maximum of 20% of EUP.
- Telecom companies: The monthly content charges paid by Telecom Company or the monthly recurring charges as decided based on the end user pricing structure to the consumers.

3. ROYALTY RATES

The following Royalty Rates shall apply for utilization of Musical & Literary Works by its sound recording on Mobile / Cellular network.

(A) Ringtone-RT

Royalty 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 rate is **8%** of content charges paid by the end user (customer) 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 ----- and applies to all Royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The License Fee / Royalty 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 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

| 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:

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THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

RDB: RADIO BROADCAST

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)

Any overflow of royalty calculated as per 3(A) will be due after the recovery of the annual minimum royalty 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 21st 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.

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RDB: RADIO BROADCAST

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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.

ROYALTY RATES

a. The following Royalty 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 under this tariff is only applicable for the territory of India.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED
SB: TELEVISION/ SATELLITE BROADCAST

3. APPLICABILITY OF TARIFF

- a) The Tariff comes into force from ----- and applies to all royalties 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 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 Royalty/License Fee are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty 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 shall be ₹20,000/- per 30 second, per annum
- f. **The Minimum Royalty under this tariff shall be ₹20,000/-.**

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THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

**SNC: MUSIC IN COMMERCIALS/ ADVERTISEMENTS/ PROMOS/
CORPORATE VIDEOS/AUDIOS**

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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies.



***PROPOSED TARIFFS FOR PUBLIC PERFORMANCE
APPLICABLE FROM 1ST JULY 2018***

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

**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 RATES

The Following Royalty Rates shall apply:

| S.No. | Size of premises | Royalty 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 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.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

**AM: Arcades, Multiplexes, and Shopping Plazas, IT / InfoTech
Centers/Parks/Industries/Automobile Showrooms**

- 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 excludes music performed at the premises where liquor is served such premises shall be licensed under respective tariffs.
- f. Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED
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 RATES

The following Royalty Rates shall apply:

| Size of Premises | Annual Royalty 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

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

AP: AMUSEMENT PARKS

- 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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

**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 RATES

The following Royalty 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 Rate shall be calculated as per the following:-

| S.No. | Royalty Rate calculated on the Room Rent on the lowest published rate for a standard room on per day basis | Royalty 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 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.

ANNEXURE- 1

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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

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

4. SEPCIFC CONDTIONS:

- 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).

ANNEXURE- 1

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply:

- A. Events at Hotel (Non-Ticketed), the royalty 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 shall be Rs. 75,000/- per event

- C. For Non-Ticketed Sponsored Events, the royalty 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 shall be Rs. 7,50,000 per event

 - ii. For events which are held for telecast (on Non-Hindi channel), royalty shall be Rs. 5,00,000 per event.

- E. Where there is an Admission charge i.e ticketed event, the royalty shall be calculated as per the following Royalty 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 shall be calculated on the total capacity of the venue after applying the standard deductions as per E (ii).

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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

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.

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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. Two passes should be provided for the inspection while applying for a License / Permit.
- e. All Royalties are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The Following Royalty Rates shall apply:

| Size of the Premises (Sq. Ft.) | Applicable Royalty 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 |

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

MLS: MALLS

4. SPECIFIC 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. 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.
- g. Floor Area / Square Feet of the Premises will mean the wall to wall Area / Built up Area of the Premises.
- 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.

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply:

| Size of the Premises (Sq. Ft.) | Applicable Royalty 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 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.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

PD: PUB & DISCO

- 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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty 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 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 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 Rate as above shall be enhanced as follows :

| S.No. | Price/Charge of the Published Copy (In Rs.) | Royalty 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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply:

| Applicable Royalty 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.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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

- 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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The Following royalty rates shall apply:

A. For Metro Cites:

| Particulars | Applicable Royalty Rate per annum for Metro Cites | | | |
|---|---|-------------|---------------|----------------|
| Size of the Premises (Sq. Ft.) | upto 5,000 | 5001-10,000 | 10,001-25,000 | 25,001-50,000 |
| Royalty per annum (Rs.) | Rs.5,000/- | Rs.12,500/- | Rs. 50,000/- | Rs. 1,00,000/- |
| Above 50,000 Sq ft. royalty charged will be on pro-rata basis | | | | |

B. For Non-Metro Cites

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

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

RTL: RETAIL 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. 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.
- 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 ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply:

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

4. SPECIFIC 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. 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.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

SCBA: STANDALONE COMMERCIAL BANQUETS AND AUDITORIUMS

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The Following Royalty rates shall apply:

| S.No. | Size of the Premises (Sq. Ft.) | Royalty 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/- |
| 4 | Above 20,000 Sq Ft Royalty 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.

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

SOP: SERVICE ORIENTED PREMISES

- 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.

5. APPLICABILITY OF TARIFF

- a.** This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply :

- a. For Public Performance of music by way of Background Music only the Royalty 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 rate shall be Rs.10/- per seat on total capacity. This royalty 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 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

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

STD: SPORTS

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply for:

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

| S. No. | Royalty 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 rate for performance of music at a railway station shall be Rs.5,000/- per railway station per annum

- c. Metro Stations:** Royalty rate for performance of music at a Metro station shall be Rs.20,000/- per Metro station per annum

- d. Bus Station:** Royalty 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.

ANNEXURE- 1

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

TPWP: TRAVELLING PASSENGERS WAITING PREMISES

- 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).

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

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 RATES

The following Royalty Rates shall apply for:

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

ANNEXURE- 1
THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

TS: TRANSPORTATION SERVICES

- 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).

5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the ----- and applies to all Royalties 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 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 are exclusive of all applicable GST/ taxes / levies

GENERAL TERMS AND CONDITIONS APPLICABLE TO TARIFFS AND LICENCES

1. All the users of the music (Whether Live and / or Recorded Music) should pay the licence fees as per the category of the tariffs.
2. All the Annual Licence fees 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 Licences granted shall be executed by / on behalf of IPRS and the licence so granted shall be subject to the terms contained therein and shall be deemed to be accepted by the licensee.
4. If the Annual licence fees are not paid within the stipulated period, then an 18% Interest and 18% Penalty will be charged together with the Actual Licence fees.
5. With regard to Non-Compliant Licensees who seek to regularise 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 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.
7. All Royalties 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 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. In cases of open shows/Concerts etc. Ground Plan should be submitted to avail the 40% Scheme. The Application for the permit should be made 8 days prior to the date of the performance.
11. Two passes should be provided for the inspection while applying for a License / Permit for the LP Tariff.
12. 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.
13. "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 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.

- 14.** The end user price adopted will be after taking into consideration followings:-
 - Streaming services: The App store will get deduction of a maximum of 20% of EUP.
 - Telecom companies: The monthly content charges paid by Telecom Company or the monthly recurring charges as decided based on the end user pricing structure to the consumers.
- 15 .** Licensing based on Tariffs- INTB, INTL, INTR, 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.
- 16.** Licensee must provide Music usage reports/logs of the works utilized.