

# Performance at a Glance

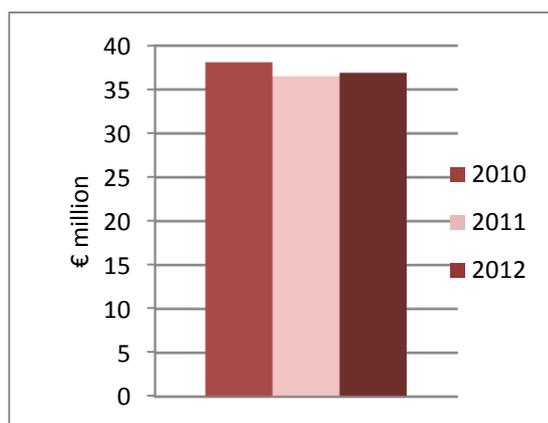
Licence Revenue  
(€)

€36.9m  
Increase of 1%

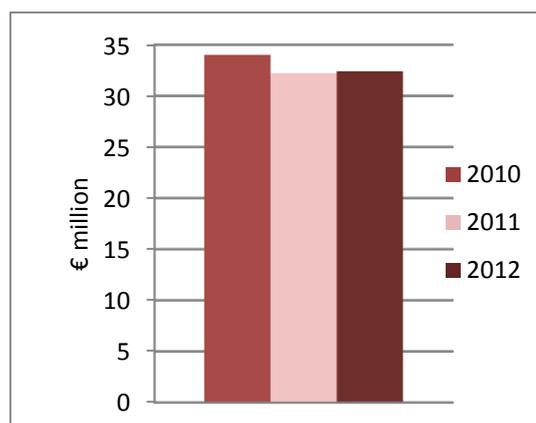
Net Distributable Revenue  
(€)

€32.4m  
Increase of 1%

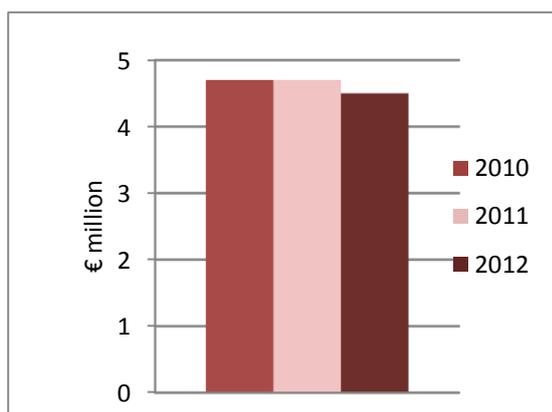
## Total Revenue



## Net Distributable Revenue



## Non-Exceptional Costs (Decrease of 4%)



## Financial & Operational Highlights

- Increase in Licensing Revenue of 1% to €36.9m in 2012
- Decrease of 4% in Non-Exceptional Operating Expenses
- Increase of 1% in Net Distributable Revenue to €32.4m in 2012
- Cost income ratio of 12.2% in 2012 (12.8% : 2011)
- 668 new members were admitted

**Irish Music Rights Organisation Limited**  
(a Company limited by guarantee and not having a share capital)

**Directors' Report and Financial Statements**

**Year Ended 31 December 2012**

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## **DIRECTORS AND OTHER INFORMATION**

### **Board of Directors at 31 December 2012**

Paul Brady  
Maire Breatnach  
Brian Crosby  
Keith Donald  
Philip Flynn  
Eddie Joyce  
Johnny Lappin  
Steve Lindsey  
Donagh Long  
Eleanor McEvoy  
Charlie McGettigan  
Michael O'Riordan  
Niall Toner  
James Morris  
James Hickey

### **Solicitors**

McCann FitzGerald  
Riverside One  
2 Harbourmaster Place  
Sir John Rogerson's Quay  
Dublin 2

Matheson  
70 Sir John Rogerson's Quay  
Dublin 2

Arthur Cox & Co  
Earlsfort Centre  
Earlsfort Terrace  
Dublin 2

Ivor Fitzpatrick  
44-55 St. Stephen's Green  
Dublin 2

### **Secretary and Registered Office**

Stephen Burton  
Copyright House  
Pembroke Row  
Lower Baggot Street  
Dublin 2

### **Independent Auditors**

PricewaterhouseCoopers  
Chartered Accountants and Registered Auditors  
One Spencer Dock  
North Wall Quay  
Dublin 1

### **Bankers**

Bank of Ireland  
Lower Baggot Street  
Dublin 2

AIB GTS  
4<sup>th</sup> Floor  
AIB International Centre  
PO Box 2750, IFSC  
Dublin 1

Ulster Bank  
81 - 82 Lower Dorset Street  
Dublin 1

## **DIRECTORS' REPORT**

The directors present herewith their report and the audited financial statements for the year ended 31 December 2012.

### **Principal activities**

The company administers the performing rights in copyright music on behalf of its members and, as a non exclusive licensee, on behalf of the societies affiliated to it.

### **Fair review of development and performance of the business and of its position**

Licence revenue at €36,855,218 shows an increase of €379,178 (1%) over 2011. Public performance and overseas revenue contributed largely to this increase. Non-exceptional operating costs at €4,512,774 showed a decrease of €179,829 (3.8%) in the year. Operating cost as a percentage of income was 12.2% (2011: 12.8%). Other operating income decreased by €310,046 (42.8%) on the prior year. In 2012 royalties have increased by €267,733 (0.83%) over 2011 as a result of increased activity.

The net pension liability at €2,496,750 shows an increase of €1,437,238 from the prior year and is largely attributed to a change in the discount rate applied at the balance sheet date. This is consistent with the performance of defined benefit pension schemes generally in 2012. Reserves at the year-end amounted to a deficit of €2,066,351.

### **Going concern**

The balance sheet of the Company shows a net excess of current liabilities over current assets. This is primarily as a result of the funding of the refurbishment of Copyright House in 2008 from existing resources as opposed to bank borrowings. Having reviewed the Company's cashflow forecasts, the directors are satisfied that the company has adequate resources to meet its obligations as and when they fall due for the foreseeable future. Thus they continue to adopt the going concern basis of accounting in preparing the annual financial statements.

### **Description of the principal risks and uncertainties**

The performance of the business is dependent on the use of copyright music generally in the Irish broadcast and public performance sectors and the use of IMRO members' copyright music in overseas territories. The principal risks relate to increases or decreases in such use, the tariffs charged for such use and the continued willingness of sister collection societies around the world to maintain reciprocal arrangements with IMRO, whereby IMRO represents their repertoire in the Republic of Ireland, while they represent the IMRO repertoire in other countries.

### **Financial risk management**

The company is exposed to a variety of financial risks that include price risk, credit risk, liquidity risk and cash flow risk. The directors have programmes and controls in place to manage the financial risk exposures of the company.

#### *Foreign exchange risk*

With the exception of overseas revenue the company does not have any material exposure to foreign exchange risk. The substantial part of its business is conducted in Euro.

#### *Credit risk*

The company has a significant level of debtors at any point in time. Procedures are in place which monitors the risk from existing debt.

#### *Liquidity risk*

The company has significant bank balances. It has no exposure to debt finance and has sufficient available funds to meet the day to day operations and strategy of the company.

#### *Price risk*

The company is not exposed to any specific price risks. The directors review the appropriateness of their pricing policy and pricing arrangements with external parties on an ongoing basis in order to manage any price risk exposure.

## **DIRECTORS' REPORT - continued**

### **Financial risk management - continued**

#### *Cash flow risk*

The company does not have any material exposure to cash flow risk. Cash flow from operations continues to remain strong.

### **Statement of directors' responsibilities**

The directors are responsible for preparing the Annual Report and the financial statements in accordance with applicable Irish law and Generally Accepted Accounting Practice in Ireland including the accounting standards issued by the Accounting Standards Board and published by the Institute of Chartered Accountants in Ireland.

Irish company law requires the directors to prepare financial statements for each financial year which give a true and fair view of the state of affairs of the company and of the surplus or deficit of the company for that period. In preparing those financial statements, the directors are required to:

- select suitable accounting policies and then apply them consistently;
- make judgements and estimates that are reasonable and prudent;
- prepare the financial statements on the going concern basis unless it is inappropriate to presume that the company will continue in business.

The directors confirm that they have complied with the above requirements in preparing the financial statements.

The directors are responsible for preparing books of accounts which disclose with reasonable accuracy at any time the financial position of the company and to enable them to ensure that the financial statements are prepared in accordance with accounting standards generally accepted in Ireland and comply with the Irish Companies Acts, 1963 to 2012. They are also responsible for safeguarding the assets of the company and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.

### **Proper books**

The measures taken with regard to keeping proper books of account include the use of appropriate procedures and the employment of competent and reliable persons. The books of account are kept at the company's premises at Copyright House, Pembroke Row, Lower Baggot Street, Dublin 2.

### **Results**

The income and expenditure account is set out on page 8.

### **Dividends**

The company is limited by guarantee and it is not possible for such a company to pay a dividend.

### **Directors**

The directors of the company at 31 December 2012 were:

Paul Brady  
Maire Breatnach  
Brian Crosby  
Keith Donald  
Philip Flynn (External)  
James Hickey (External)  
Eddie Joyce  
Johnny Lappin  
Steve Lindsey  
Donagh Long  
Eleanor McEvoy  
Charlie McGettigan  
James Morris (External)  
Michael O'Riordan  
Niall Toner

**DIRECTORS' REPORT - continued**

**Board attendance**

The total number of Board meetings in 2012 was 6 (2011: 5).

Attendances by each Board member were as follows:

	<b>Number of meetings</b>	
	<b>Attended</b>	<b>Held in year</b>
Paul Brady	5	6
Maire Breatnach	6	6
Brian Crosby	6	6
Keith Donald	6	6
Philip Flynn	6	6
James Hickey	6	6
Eddie Joyce	5	6
Johnny Lappin	6	6
Steve Lindsey	6	6
Donagh Long	6	6
Eleanor McEvoy	4	6
James Morris	6	6
Michael O'Riordan	5	6
Niall Toner	6	6
	<hr/>	<hr/>

**Transactions involving directors**

Details of transactions involving directors are set out in note 16 to the financial statements. Apart from these, there are no contracts or arrangements of any significance in relation to the business of the company in which the directors had any interest, as defined in the Companies Act 1990, at any time during the year ended 31 December 2012.

**Subsequent events**

There have been no significant events affecting the company since the year end.

**Approved on behalf of the board by:**

Keith Donald  
Director

Philip Flynn  
Director



**INDEPENDENT AUDITORS' REPORT TO THE MEMBERS OF THE IRISH MUSIC RIGHTS ORGANISATION LIMITED (A COMPANY LIMITED BY GUARANTEE AND NOT HAVING A SHARE CAPITAL)**

We have audited the financial statements of The Irish Music Rights Organisation Limited for the year ended 31 December 2012 which comprise the Balance Sheet, the Cash Flow Statement, the Statement of Total Recognised Gains and Losses, the Income and Expenditure Account, the Accounting Policies and the related notes. The financial reporting framework that has been applied in their preparation is Irish law and accounting standards issued by the Financial Reporting Council and promulgated by the Institute of Chartered Accountants in Ireland (Generally Accepted Accounting Practice in Ireland).

**Respective responsibilities of directors and auditors**

As explained more fully in the Directors' Responsibilities Statement set out on page 4, the directors are responsible for the preparation of the financial statements giving a true and fair view. Our responsibility is to audit and express an opinion on the financial statements in accordance with Irish law and International Standards on Auditing (UK and Ireland). Those standards require us to comply with the Auditing Practices Board's Ethical Standards for Auditors.

This report, including the opinions, has been prepared for and only for the company's members as a body in accordance with Section 193 of the Companies Act, 1990 and for no other purpose. We do not, in giving these opinions, accept or assume responsibility for any other purpose or to any other person to whom this report is shown or into whose hands it may come save where expressly agreed by our prior consent in writing.

**Scope of the audit of the financial statements**

An audit involves obtaining evidence about the amounts and disclosures in the financial statements sufficient to give reasonable assurance that the financial statements are free from material misstatement, whether caused by fraud or error. This includes an assessment of: whether the accounting policies are appropriate to the company's circumstances and have been consistently applied and adequately disclosed; the reasonableness of significant accounting estimates made by the directors; and the overall presentation of the financial statements. In addition, we read all the financial and non-financial information in the Annual Report and Accounts to identify material inconsistencies with the audited financial statements. If we become aware of any apparent material misstatements or inconsistencies we consider the implications for our report.

**Opinion on financial statements**

In our opinion the financial statements:

- give a true and fair view in accordance with Generally Accepted Accounting Practice in Ireland of the state of the company's affairs as at 31 December 2012 and of its profit and cash flows for the year then ended; and
- have been properly prepared in accordance with the requirements of the Companies Acts 1963 to 2012.

**INDEPENDENT AUDITORS' REPORT TO THE MEMBERS OF THE IRISH MUSIC RIGHTS ORGANISATION LIMITED (A COMPANY LIMITED BY GUARANTEE AND NOT HAVING A SHARE CAPITAL) – continued**

**Matters on which we are required to report by the Companies Acts 1963 to 2012**

- We have obtained all the information and explanations which we consider necessary for the purposes of our audit.
- In our opinion proper books of account have been kept by the company.
- The financial statements are in agreement with the books of account.

**Matters on which we are required to report by exception**

We have nothing to report in respect of the provisions in the Companies Acts 1963 to 2012 which require us to report to you if, in our opinion, the disclosures of directors' remuneration and transactions specified by law are not made.

**Gareth Hynes**  
**for and on behalf of PricewaterhouseCoopers**  
**Chartered Accountants and Statutory Audit Firm**  
**Dublin**

**INCOME AND EXPENDITURE ACCOUNT**  
**Year Ended 31 December 2012**

	Notes	2012 €	2011 €
Licence revenue	1	36,855,218	36,476,040
Operating expenses:			
-Non exceptional		(4,512,774)	(4,692,603)
-Exceptional	2	(454,689)	-
Other operating income		<u>413,133</u>	<u>723,179</u>
<b>Operating surplus before royalties</b>		32,300,888	32,506,616
Royalties		<u>(32,427,337)</u>	<u>(32,159,604)</u>
<b>Operating surplus/(deficit) before exceptional item</b>		(126,449)	347,012
Exceptional revaluation charge	2	<u>-</u>	<u>(524,693)</u>
<b>Operating deficit after exceptional item</b>		(126,449)	(177,681)
Interest receivable		289,759	310,831
Other finance costs	9	<u>(69,900)</u>	<u>(28,000)</u>
<b>Surplus before taxation</b>	4	93,410	105,150
Taxation charge	5	<u>(3,670)</u>	<u>(50,789)</u>
<b>Surplus for the year</b>		<u>89,740</u>	<u>54,361</u>

The results of the company all derive from continuing operations.

**Approved on behalf of the board by:**

Keith Donald  
 Director

Philip Flynn  
 Director




**STATEMENT OF TOTAL RECOGNISED GAINS AND LOSSES**  
**Year Ended 31 December 2012**

	Note	2012 €	2011 €
Surplus for the year		89,740	54,361
Actuarial losses in respect of pension scheme	9	(2,108,200)	(424,400)
Deferred tax on actuarial gain		263,525	53,050
Unrealised deficit on revaluation of property		<u>-</u>	<u>(325,307)</u>
<b>Total recognised gains and losses relating to the year</b>		<u>(1,754,935)</u>	<u>(642,296)</u>

**BALANCE SHEET**  
As at 31 December 2012

	Notes	2012 €	2011 €
<b>Fixed assets</b>			
Tangible assets	6	<u>3,058,686</u>	<u>3,269,369</u>
<b>Current assets</b>			
Debtors	7	12,342,937	12,170,463
Cash at bank and on hand		<u>10,706,222</u>	<u>9,945,788</u>
		23,049,159	22,116,251
<b>Creditors – amounts falling due within one year</b>	8	<u>(25,677,446)</u>	<u>(24,637,547)</u>
<b>Net current liabilities</b>		<u>(2,628,287)</u>	<u>(2,521,296)</u>
<b>Net assets excluding pension liability</b>		430,399	748,073
Pension liability	9	<u>(2,496,750)</u>	<u>(1,059,512)</u>
<b>Net assets including pension liability</b>		<u>(2,066,351)</u>	<u>(311,439)</u>
<b>Capital and reserves</b>			
Deficit on reserves	15	<u>(2,066,351)</u>	<u>(311,439)</u>
		<u>(2,066,351)</u>	<u>(311,439)</u>

Approved on behalf of the board by:

Keith Donald  
Director



Philip Flynn  
Director



**CASH FLOW STATEMENT**  
**Year Ended 31 December 2012**

	Notes	2012 €	2011 €
Net cash inflow/(outflow) from operating activities	10	646,662	(1,949,143)
Returns on investments and servicing of finance	11	289,759	310,831
Taxation paid		(43,207)	(122,450)
Capital expenditure and financial investment	12	<u>(132,780)</u>	<u>(124,599)</u>
<b>Increase/(decrease) in cash in the year</b>	13	<u>760,434</u>	<u>(1,885,361)</u>

## **ACCOUNTING POLICIES**

The significant accounting policies adopted by the company are as follows.

### **Basis of preparation**

The financial statements have been prepared in accordance with accounting standards generally accepted in Ireland and Irish statute comprising the Companies Acts, 1963 to 2012. Accounting standards generally accepted in Ireland in preparing financial statements giving a true and fair view are those published by the Institute of Chartered Accountants in Ireland and issued by the Accounting Standards Board.

### **Going concern**

The balance sheet of the Company shows a net excess of current liabilities over current assets. This is primarily as a result of the funding of the refurbishment of Copyright House in 2008 from existing resources as opposed to bank borrowings. Having reviewed the Company's cashflow forecasts, the directors are satisfied that the company has adequate resources to meet its obligations as and when they fall due for the foreseeable future. Thus they continue to adopt the going concern basis of accounting in preparing the annual financial statements.

### **Accounting convention**

The financial statements have been prepared under the historical cost convention, with the exception of property which is stated at revalued amount less accumulated depreciation. The currency used in these financial statements is the Euro denoted by the symbol €.

### **Licence revenue**

Licence revenue represents royalty income exclusive of value added tax.

Broadcasting and public performance revenue is recorded on an invoice basis

### **Cable television**

The total amount collected from this source is included under licence revenue with the allocations to the rightsholders included in royalties.

### **Ancillary Income**

Income from exploitation of system software is considered to be distributable and appears as part of the royalties to members and affiliates.

### **Fixed assets**

Property is stated at revalued amount less accumulated depreciation.

Other tangible fixed assets are stated at cost less accumulated depreciation.

The cost of fixed assets is their purchased cost together with any incidental costs of acquisition.

Depreciation is calculated so as to write off the cost of fixed assets on a straight line basis over their useful economic lives stated below. The relevant depreciation charges are estimated to reduce the assets to residual values by the end of their expected useful economic lives.

	Years
Property	50
Improvements to property	36
Computer equipment	3 - 5
Motor vehicles	5
Furniture and equipment	7

### **Foreign currencies**

Foreign currency transactions are translated into Euro at the rate of exchange ruling at the date of the transactions. Assets and liabilities denominated in foreign currencies are translated to Euro at the rate ruling at the balance sheet date. Any differences arising on translation are included in the results for the period.

## **ACCOUNTING POLICIES - continued**

### **Retirement benefits**

Defined benefit pension scheme assets are measured at fair value. Defined benefit pension scheme liabilities are measured on an actuarial basis using the projected unit method. The excess of scheme liabilities over scheme assets is presented on the balance sheet as a liability net of related deferred tax. The defined benefit pension charge to operating profit comprises the current service cost and past service costs. The excess of the expected return on scheme assets over the interest cost on the scheme liabilities is presented in the profit and loss account as other finance income. Actuarial gains and losses arising from changes in actuarial assumptions and from experience surpluses and deficits are recognised in the statement of total recognised gains and losses for the year in which they occur.

The defined contribution pension charge to operating profit comprises the contribution payable to the scheme for the year.

### **Taxation**

The charge for taxation is based on the profit for the year and takes into account taxation deferred because of timing differences between the treatment of certain items for taxation and accounting purposes. Deferred tax is recognised without discounting, in respect of all timing differences between the treatment of certain items for taxation and accounting purposes which have arisen but not reversed by the balance sheet date, except as otherwise required by FRS19.

**NOTES TO THE FINANCIAL STATEMENTS - continued**

<b>1</b>	<b>Licence revenue</b>	2012 €	2011 €
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The analysis of licence revenue by geographical market is as follows:

Ireland	32,651,912	32,740,119
United Kingdom	1,634,489	1,307,346
Other EU countries	1,509,035	1,342,563
United States of America	445,388	406,626
Rest of the world	614,394	679,386
	<u>36,855,218</u>	<u>36,476,040</u>

**2 Exceptional item**

The exceptional charge in 2011 relates to a decrease in the value of Copyright House which results in the revaluation reserve on the balance sheet being reduced to €nil and a charge of €524,693 to the Profit and Loss Account.

The exceptional charge in 2012 relates to costs incurred as a result of the referral of a tariff to the Controller of Patents, Designs and Trademarks.

**3 Employees and remuneration**

The average number of persons employed by the company during the year, excluding non-executive directors, was 51 (2011: 48) and all were categorised as administration.

The company's employment costs for all employees excluding non-executive directors comprise:

	2012 €	2011 €
Wages and salaries	2,703,924	2,495,017
Social welfare costs	299,285	275,209
Pension and life assurance costs	237,085	173,818
	<u>3,240,294</u>	<u>2,944,044</u>

<b>4</b>	<b>Surplus before taxation</b>	2012 €	2011 €
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Surplus before taxation for the year is stated after charging:

(i) Directors' remuneration:		
- for services as directors	201,743	211,428
(ii) Depreciation	342,517	404,792
(iii) Auditors' remuneration	45,000	50,000
(iv) Loss on disposal of fixed assets	947	-
(v) Interest income	289,759	310,831

**NOTES TO THE FINANCIAL STATEMENTS - continued**

<b>5 Tax on surplus for the year</b>	2012	2011
	€	€
Current tax:		
Current tax charge for the year	43,207	122,452
Deferred tax credit on pension adjustment	<u>(39,537)</u>	<u>(71,663)</u>
Taxation charge	<u>3,670</u>	<u>50,789</u>

The current tax charge for the year is higher than the current charge that would result from applying the standard rate of Irish corporation tax to surplus on ordinary activities. The differences are explained below:

	2012	2011
	€	€
Surplus on ordinary activities before tax	<u>93,410</u>	<u>105,150</u>
Surplus on ordinary activities multiplied by the average rate of Irish corporation tax for the year of 12.5% (2011: 12.5%)	11,676	13,144
Effects of:		
Disallowable (income)/expenses and tax adjustments	(53,929)	10,137
Depreciation in excess of capital allowances	13,020	21,463
Higher tax rate for non-trading income (25%)	<u>72,440</u>	<u>77,708</u>
Current tax charge for the year	<u>43,207</u>	<u>122,452</u>
<b>Tax recognised in the statement of total recognised gains and losses</b>		
Deferred tax credit attributable to actuarial loss/gain (FRS17)	<u>(263,525)</u>	<u>(53,050)</u>

<b>6 Tangible fixed assets</b>	Property	Computer equipment	Motor vehicles	Furniture and equipment	Total
	€	€	€	€	€
<b>Cost</b>					
At 31 December 2011	3,224,194	2,408,634	258,403	343,551	6,234,782
Additions	8,827	107,720	24,000	2,856	143,403
Disposals	<u>-</u>	<u>-</u>	<u>(44,885)</u>	<u>-</u>	<u>(44,885)</u>
At 31 December 2012	<u>3,233,021</u>	<u>2,516,354</u>	<u>237,518</u>	<u>346,407</u>	<u>6,333,300</u>
<b>Accumulated depreciation</b>					
At 31 December 2011	880,491	1,902,909	132,708	49,305	2,965,413
Charge for year	108,357	177,754	45,654	10,752	342,517
Disposals	<u>-</u>	<u>-</u>	<u>(33,316)</u>	<u>-</u>	<u>(33,316)</u>
At 31 December 2012	<u>988,848</u>	<u>2,080,663</u>	<u>145,046</u>	<u>60,057</u>	<u>3,274,614</u>

**NOTES TO THE FINANCIAL STATEMENTS - continued**

<b>6 Tangible fixed assets – continued</b>	Property €	Computer equipment €	Motor vehicles €	Furniture and equipment €	Total €
<b>Net book value</b>					
At 31 December 2012	<u>2,244,173</u>	<u>435,691</u>	<u>92,472</u>	<u>286,350</u>	<u>3,058,686</u>
At 31 December 2011	<u>2,343,703</u>	<u>505,725</u>	<u>125,695</u>	<u>294,246</u>	<u>3,269,369</u>

<b>7 Debtors</b>	2012 €	2011 €
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Amounts falling due within one year:

Broadcasting and public performance debtors, net of bad debts provision	10,134,153	10,156,451
Other debtors and prepayments	2,181,606	2,014,012
Corporation tax recoverable	<u>27,178</u>	<u>-</u>
	<u>12,342,937</u>	<u>12,170,463</u>

<b>8 Creditors</b>	2012 €	2011 €
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Amounts falling due within one year:

Members and affiliates royalties payable	15,898,660	14,998,621
Cable TV rights holders royalties payable	2,394,502	2,377,167
Public performance deferred revenue	5,291,535	5,338,538
Sundry creditors and accruals	1,117,839	1,177,011
VAT payable	878,396	649,576
PAYE/PRSI	96,514	89,217
Corporation tax payable	<u>-</u>	<u>7,417</u>
	<u>25,677,446</u>	<u>24,637,547</u>

**9 Retirement benefits**

**(a) Defined benefit scheme**

The most recent actuarial valuation prepared on 1 January 2013 showed that the market value of the scheme's assets was €6,325,400 and that the actuarial value of those assets represented 67.2% of the benefits that had accrued to members after allowing for expected future increases in earnings. The variable rate of contribution by the company was set at 10% of earnings with effect from 1 January 2010 in accordance with the recommendation of the actuary. However, in addition and as part of a 14.5 year Minimum Funding Plan submitted to the Pension Board in 2009, the company also contributed an annual lump sum of €325,000 in the financial year ended 31 December 2010 with annual lump sum payments of €325,000 indexed in line with inflation payable over a 12.5 year period. This lump sum payment is subject to review by the actuary each year to ensure that the Scheme remains on track to meet the Minimum Funding Standard by the end of the funding proposal i.e. 31 March 2022. The contribution by employees is 10% of pensionable salaries. The funding proposal is not yet approved pending further clarifications requested by the Pension Board and subject to potential changes to be introduced by Government in the pensions field and is due to be submitted to the Pensions Board by 30 June 2013.

**NOTES TO THE FINANCIAL STATEMENTS - continued**

**9 Retirement benefits - continued**

**(a) Defined benefit scheme - continued**

The actuarial report is not available for public inspection but is available to the members and other persons as provided for in the Occupational Pension Schemes (Disclosure of Information) Regulations, 1998.

**(b) Financial Reporting Standard 17 'Retirement Benefits' disclosures**

The amounts recognised in the balance sheet are as follows:

	2012 €	2011 €
Present value of scheme liabilities	(9,409,400)	(6,766,000)
Fair value of scheme assets	<u>6,325,400</u>	<u>5,449,400</u>
Pension liability	(3,084,000)	(1,316,600)
Related deferred tax asset	<u>587,250</u>	<u>257,088</u>
<b>Net pension liability</b>	<u><b>(2,496,750)</b></u>	<u><b>(1,059,512)</b></u>

The amounts recognised in the income and expenditure account are as follows:

Past service cost	(24,500)	(27,100)
Interest cost	363,600	346,400
Expected return on scheme assets	<u>(293,700)</u>	<u>(318,400)</u>
Other finance cost	45,400	900
Current service cost – included in operating expenses	<u>1,900</u>	<u>400</u>
	<u>47,300</u>	<u>1,300</u>
<b>Actual return on plan assets</b>	<u><b>758,000</b></u>	<u><b>(116,900)</b></u>

The amounts recognised in the statement of total recognised gains and losses are as follows:

Actual less expected return on scheme assets	464,300	(435,300)
Experience gain/(losses) on liabilities	41,700	(177,200)
Change in assumptions underlying the present value of the scheme liabilities	<u>(2,614,200)</u>	<u>188,100</u>
Actuarial losses recognised in the statement of total recognised gains and losses	<u><b>(2,108,200)</b></u>	<u><b>(424,400)</b></u>

The cumulative actuarial loss recognised in the statement of total recognised gains and losses up to and including the financial year ended 31 December 2012 is €4,424,500 (2011: €2,316,300).

Expected contributions for the year ended 31 December 2013 are €435,900.

NOTES TO THE FINANCIAL STATEMENTS - continued

9 Retirement benefits - continued

(b) Financial Reporting Standard 17 'Retirement Benefits' disclosures - continued

	Scheme assets €	Scheme liabilities €	Pension* deficit €
<b>Movement in scheme assets and liabilities</b>			
<b>At 1 January 2011</b>	5,379,500	(6,655,300)	(1,275,800)
Curtailment gain	-	27,100	27,100
Current service cost	-	(400)	(400)
Interest on scheme liabilities	-	(346,400)	(346,400)
Expected return on scheme assets	318,400	-	318,400
Actual less expected return on scheme assets	(435,300)	-	(435,300)
Change in assumptions	-	188,100	188,100
Experience losses on liabilities	-	(177,200)	(177,200)
Contributions by scheme participants	40,700	(40,700)	-
Benefits paid from plan assets	(238,800)	238,800	-
Employer contributions paid	384,900	-	384,900
<b>At 31 December 2011</b>	<u>5,449,400</u>	<u>(6,766,000)</u>	<u>(1,316,600)</u>
<b>At 1 January 2012</b>			
Past service cost	-	24,500	24,500
Current service cost	-	(1,900)	(1,900)
Interest on scheme liabilities	-	(363,600)	(363,600)
Expected return on scheme assets	293,700	-	293,700
Actual less expected return on scheme assets	464,300	-	464,300
Change in assumptions	-	(2,614,200)	(2,614,200)
Experience gains on liabilities	-	41,700	41,700
Contributions by scheme participants	40,700	(40,700)	-
Benefits paid from plan assets	(310,800)	310,800	-
Employer contributions paid	388,100	-	388,100
<b>At 31 December 2012</b>	<u>6,325,400</u>	<u>(9,409,400)</u>	<u>(3,084,000)</u>

All of the scheme liabilities above arise from schemes that are wholly funded.

**Risks and rewards arising from the assets**

At 31 December 2011 the scheme assets were invested in a diversified portfolio that consisted primarily of equity and debt securities and properties. The fair value of the scheme assets as a percent of total scheme assets and target allocations are set out below:

	2012	2011
(as a percentage of total scheme assets)	%	%
Equities	62.68	63.21
Bonds – Fixed interest fund	23.94	23.38
Other	13.38	13.41

Scheme assets do not include any of Irish Music Rights Organisation Limited's own financial instruments, or any property occupied by Irish Music Rights Organisation Limited.

**NOTES TO THE FINANCIAL STATEMENTS - continued**

**9 Retirement benefits - continued**

**(b) Financial Reporting Standard 17 'Retirement Benefits' disclosures - continued**

**Basis of expected rate of return on scheme assets**

The fixed interest fund run by investment managers contains a mix of corporate bonds with different earnings potential. Thus a range of different assumptions have been used to estimate the expected return.

For property assets, the assumed rate of return is 6% reflecting an expectation that property returns will not match equity returns in the future. Thus, the overall expected return on scheme assets at 31 December 2012 is 5.50% (2011: 5.50%).

The principal actuarial assumptions at the balance sheet date:

	2012	2011
	%	%
Discount rate at 31 December	3.30	5.50
Future salary increases for in-payment benefits	0.00	0.00
Future pension increases	2.00	2.00
Expected long-term return on scheme assets	5.50	5.50

Assumptions regarding future mortality are set based on advice from published statistics and experience.

The mortality assumptions are based on standard mortality tables which allow for future mortality improvements the assumptions.

Longevity at 65 for current pensioners:	2012	2011
Male	21.7	21.5
Female	23.5	23.3
Longevity at 65 for members retiring in 2037:		
Male	25.1	24.9
Female	26.3	26.1

**NOTES TO THE FINANCIAL STATEMENTS - continued**

**9 Retirement benefits - continued**

**(b) Financial Reporting Standard 17 'Retirement Benefits' disclosures - continued**  
**Basis of expected rate of return on scheme assets - continued**

Amounts for the current and previous four years are as follows:

	2012	2011	2010	2009	2008
Present value of the scheme liabilities	(9,409,400)	(6,766,000)	(6,655,300)	(6,343,400)	(6,218,200)
Fair value of scheme assets	<u>6,325,400</u>	<u>5,449,400</u>	<u>5,379,500</u>	<u>4,613,200</u>	<u>3,609,900</u>
Pension deficit	<u>(3,084,000)</u>	<u>(1,316,600)</u>	<u>(1,275,800)</u>	<u>(1,730,200)</u>	<u>(2,608,300)</u>
Experience adjustments on scheme liabilities as a percentage of scheme liabilities at the balance sheet date	<u>(0.443%)</u>	<u>2.619%</u>	<u>0.335%</u>	<u>(2.32%)</u>	<u>4.78%</u>
Experience adjustments on scheme assets as a percentage of scheme assets at the balance sheet date	<u>(7.340%)</u>	<u>7.988%</u>	<u>(4.763%)</u>	<u>(10.72%)</u>	<u>63.43%</u>

**10 Reconciliation of operating deficit to net cash inflow from operating activities**

	2012	2011
	€	€
Operating deficit	(126,449)	(177,681)
Depreciation	342,517	404,792
Loss on disposal	969	-
Revaluation charges on building	-	524,693
Pension contributions	(439,700)	(384,900)
Retirement benefits service charge	1,900	400
Decrease/(increase) in debtors	(172,474)	(1,360,321)
Increase/(decrease) in creditors	<u>1,039,899</u>	<u>(956,126)</u>
Net cash inflow/(outflow) from operating activities	<u>646,662</u>	<u>(1,949,143)</u>

**11 Returns on investments and servicing of finance**

	2012	2011
	€	€
Interest received	<u>289,759</u>	<u>310,831</u>

**NOTES TO THE FINANCIAL STATEMENTS - continued**

<b>12 Capital expenditure and financial investment</b>		2012	2011
		€	€
Purchase of tangible fixed assets		<u>132,780</u>	<u>124,599</u>
<b>13 Analysis of changes in net cash</b>	At	Cashflow	At
	31 December		31 December
	2011		2012
	€	€	€
<b>Net cash</b>			
Cash at bank and on hand	<u>9,945,788</u>	<u>760,434</u>	<u>10,706,222</u>
<b>14 Reconciliation of net cash flow to movement in net cash</b>		2012	2011
		€	€
Movement in net cash in the year		760,434	(1,885,361)
Net cash at 1 January		<u>9,945,788</u>	<u>11,831,149</u>
Net cash at 31 December		<u>10,706,222</u>	<u>9,945,788</u>
<b>15 Reserves</b>			Profit and loss account €
At 31 December 2011			(311,439)
Surplus for the year			89,763
Actuarial loss in respect of pension scheme			(2,108,200)
Deferred tax on actuarial gain			<u>263,525</u>
At 31 December 2012			<u>(2,066,351)</u>
<b>16 Related party transactions</b>			

Financial Reporting Standard 8 (FRS 8) requires the disclosure of all material transactions undertaken by the company with related parties. Under the terms of FRS 8, all directors are related parties.

There are three groups of directors of the company, publisher directors, writer directors and external directors. External directors are not members of the company and so do not receive royalties from the company. Like all members of the company, publisher and writer directors, and parties related to them, are entitled to royalties from the company in respect of the performance of any copyright works owned by them. Parties related to publisher and writer directors include family members and companies controlled by these directors. Parties related to publisher directors also include the publishing companies and their subsidiaries.

**NOTES TO THE FINANCIAL STATEMENTS - continued**

**16 Related party transactions - continued**

During 2012 total royalties paid by the organisation to the directors of the company and to parties related to the directors of the company amounted to €280,159 (2011: €241,803). Amounts paid to parties related to the publisher directors were not necessarily for the benefit of the directors themselves or their families. These royalties were calculated on the same basis as royalties paid to all members, that is full, provisional, and associate members, and are paid in accordance with the company's normal procedures.

In addition, travel and membership development grants in the amount of €4,500 were paid to 3 member directors (2011: €3,810 - (3 member directors)).

The Irish Music Rights Organisation regards its membership as the ultimate controlling party.

**17 Approval of financial statements**

The financial statements were approved by the directors on 1 May 2013.