



IRISH MUSIC RIGHTS ORGANISATION CLG

Copyright House, Pembroke Row, Lower Baggot Street, Dublin 2, D02 HW59, Ireland.

Telephone: (01) 6614844. Email: duallicence@imro.ie Web: www.imro.ie

STANDARD TARIFF GP

Introduced on 1st January 2016

Effective from 1st Jan 2019

To be read in conjunction with the Dual Licence Contract* and the Dual Licence General Terms*.

1. SCOPE OF TARIFF

This tariff applies to performances of copyright music within the Repertoire Controlled by IMRO at functions and events at premises which are not within the scope of other standard tariffs published by IMRO.

2. DUAL COPYRIGHT MUSIC LICENCE CONTRACT

This tariff is incorporated into and forms an integral part of the Dual Licence Contract. A breach of any term or condition of this tariff shall constitute a breach of the Dual Licence Contract. In the event of any conflict between the constituent parts of the Dual Licence Contract, the descending order of precedence shall be as follows: (i) the main body of the Dual Licence Contract; (ii) this tariff; and (iii) the Dual Licence General Terms*.

The appropriate Tariff or rate of Royalty applicable to a music user will be determined by IMRO on the basis of all relevant circumstances.

3. ROYALTY RATES

The following rates apply to all Royalties falling due under this tariff between

1st January 2019 and 31st December 2019

		Higher Royalty Rate	Standard Royalty Rate
3.1	FEATURED MUSIC*		
3.1.1	The Royalty per session is: -		
	For the first 300 persons Capacity*	80.49	53.63
	and for each 100 persons Capacity* (or part thereof) thereafter	48.29	32.17
3.1.2.	For each busking point, the Royalty per session is:-	16.13	10.75
3.1.3.	Video or cinema performances in a room or place which is part of the premises and used for other purposes but which is being specially used for the primary purpose of video or film shows and with seating arranged accordingly (whether or not a charge is made for admission) including Heritage & Cultural Centres		
	The Royalty per session is: -		
	For the first 100 persons Capacity*	9.66	6.42
	and for each 25 persons Capacity* (or part thereof) thereafter	3.24	2.18
3.1.4	For short educational and/or training films or videos for in house training and information, selling and promotion, including Heritage & Cultural Centres		
	The Royalty per session is: -	3.19	2.14
	<u>Note:</u> This charge is subject to a maximum of €19.14 per day for performances chargeable at the Higher Royalty rate and €12.84 per day for performances chargeable at Standard Royalty rate		
3.1.5.	For aerobic and keep fit classes and for dance and music classes.		
	The Royalty per session / class is: -	3.25	2.18
3.1.6.	For Background Music* at boxing, wrestling and similar sports events or at bingo sessions.		
	The Royalty per session is:-		
	For the first 100 persons Capacity*	3.25	2.18
	and for each 25 persons Capacity* (or part thereof) thereafter	0.98	0.69

		Higher Royalty Rate	Standard Royalty Rate
3.2	AMUSEMENT MUSIC		
3.2.1.	The Royalty per session is: -		
	For the first 300 persons Capacity*	40.24	26.83
	and for each 100 persons Capacity* (or part thereof) thereafter	24.18	16.13
3.3	LOCAL AND/OR COMMUNITY EVENTS		
	For performances of background music at local and community events such as fashion shows, exhibitions, sports days. etc		
	The Royalty per day is: -	64.36	42.91
3.4	SKATING RINKS		
	For performances of music at ice and rollerskating rinks.		
	The annual Royalty is:-		
	for each 100 Persons Admitted* (or part thereof) to the premises, (whether for the purpose of skating or otherwise	3.25	2.18
3.5	BACKGROUND MUSIC* IN AREAS WITH OR WITHOUT SEATING		
3.5.1.	For performances by means of television alone,		
	The annual Royalty is: -	192.19	128.09
3.5.2.	For performances by any one of any combination of the following: -		
	audio jukebox, record/tape player, radio, with or without a television,		
	The annual Royalty is as follows:-		
	Floor area (measured from wall to wall)		
	Up to 50 m ²	320.22	213.46
	50 – 100 m ²	512.31	341.55
	101 – 150 m ²	710.77	473.87
	151 – 200 m ²	896.53	597.65
	Over 200 m ²	1,088.58	725.77

	Higher Royalty Rate	Standard Royalty Rate
3.5.3. For performances by any one of or any combination of the following:- video jukebox, music television, video monitors, karaoke machine or similar apparatus, with or without those instruments charged under paragraph 3.5.2. The annual Royalty is as follows:- Floor Area (measured from wall to wall)		
up to 50 m ²	408.19	272.14
51 – 100 m ²	640.36	426.89
101 – 150 m ²	888.50	592.34
151 – 200 m ²	1,120.67	747.10
Over 200 m ²	1,360.77	907.20
 3.6 FOR BACKGROUND MUSIC* IN CORRIDORS, FOYERS, FORE-COURTS, CIRCULATING AND MISCELLANEOUS AREAS		
The annual Royalty is: -		
for each unit of 100 m ² (or part thereof)	94.74	63.17
 3.7 FOR PERFORMANCES OF BACKGROUND MUSIC* RELAYED IN CARPARKS		
The annual Royalty is:-		
For the first 500 car parking spaces	473.57	315.71
and for each 250 car parking spaces (or part thereof) thereafter	157.85	105.23
 3.8 FOR PERFORMANCES BY BANDS of the kind described herein given at (i) such occasional entertainments as athletic meetings, flower shows, bazaars, processions, parades and similar functions of an ephemeral nature, and which do not take place for more than seven consecutive days at any one premises, or (ii) given at trade or other exhibitions which are not open for more than four consecutive days, provided that the performances take place on premises which have no permanent management and which are not premises where music is usually performed as part of a public entertainment,		
The annual Royalty is:-		
Regular Forces, also Civilian Services such as	308.43	205.66

	Higher Royalty Rate	Standard Royalty Rate
Police and Fire Brigades		
Pipe, drum and fife bands of the above	169.95	113.26
Other bands (brass, military, pipe or reed)	183.58	122.42
3.9 FOR PERFORMANCES OF BACKGROUND MUSIC* RELAYED IN GARAGE FORECOURTS		
Including simultaneous performances in an adjacent office or accessories shop having a floor area of not more than 50 square metres, and in an attached workshop with up to 5 employees normally in it.		
The annual Royalty is:-	171.73	114.47
3.10 PERFORMANCES AT CIRCUSES		
The annual Royalty is		
Seating Capacity*		
up to 500	779.37	519.59
501 – 750	1,945.43	1,296.94
751 – 1000	2,458.15	1,638.76
1001 – 1250	3,537.30	2,358.22
1251 – 1500	4,196.85	2,797.86
1501 – 2000	5,995.51	3,997.00
2001 – 2500	7,494.39	4,996.27
Over 2500	8,993.31	5,995.53
3.11 PERFORMANCES AT SPORTSGROUNDS*		
in conjunction with normal sporting events, before, during the intervals between and at the end of such events		
For each 1,000 Persons (or part thereof) Admitted* to events		
The Royalty per event is	4.86	3.26
Subject to a minimum annual Royalty of:	193.28	128.87

		Higher Royalty Rate	Standard Royalty Rate
3.12	FATHER CHRISTMAS SHOWS, MANNEQUIN AND FASHION SHOWS etc		
	For performances at events such as Father Christmas shows, Christmas toy bazaars and similar attractions and mannequin, dress and other fashion shows,		
	the daily Royalty is	64.36	42.92
3.13	PERFORMANCES AT PAROCHIAL AND CHURCH HALLS, AND OTHER HALLS:		
	(i) Basic Rates		
	Subject to the minimum Royalties set out in paragraph 3.13 (ii) , the Royalties payable to IMRO for its permission in respect of performances of copyright music within the Repertoire Controlled by IMRO under this paragraph shall be calculated as follows:-		
	(a) Performances at concerts, musical dances or socials with dancing and other similar functions at which music is a major feature – For each function, €2.49 per Accommodation Unit* or part thereof		
	(b) Performances at film shows, dancing classes, socials without dancing, and other similar functions at which music is not a major feature – For each function €1.24 per Accommodation Unit or part thereof.		
	(ii) Minimum Royalty Payment		
	The minimum Royalties payable under this paragraph of this tariff are: -		
	(a) for a licence for occasional performances during a year, €12.45		
	(b) for licences continuing from year to year, €24.97 per annum		
3.14	MINIMUM ROYALTY PAYMENT		
	The Royalties payable under this tariff (except as regards paragraphs 3.8, 3.9, 3.11 & 3.13) are subject to the following minimum annual payments :-		
3.14.1	For a licence continuing from year to year	189.41	126.27
3.14.2	For a permit for an occasional performance or where permission was not sought prior to the date of the event	189.41	126.27

4. HIGHER AND STANDARD ROYALTY RATES

- (i) All performances in the first Licence Year* will be charged at the Higher Royalty rate unless the user applies in writing for a licence before the music is performed.
- (ii) Any performances not declared are unauthorised and constitute **an infringement of copyright** and will be charged as unlicensed performances at the Higher Royalty rate.
- (iii) Standard Royalty rates shall apply after the first Licence Year only if there is a valid Dual Licence Contract in place between IMRO and the Licensee.

5. INFLATION ADJUSTMENT

The foregoing Royalty rates are related to the Consumer Price Index of Retail Prices for mid-October 2018 (on the November 1996 base) as published in the Irish Statistical Bulletin, and will be adjusted on 1st January 2020 and on each subsequent anniversary of that date in proportion to annual changes in that Index.

6. DEFINITIONS

Capitalised terms used but not defined in this tariff shall have the meaning set forth in the Dual Licence Contract.

“Accommodation Unit” means seating capacity for 100 persons or dancing capacity for 50 persons.

“Amusement Music” means impromptu performances by bona fide customers (who are not otherwise professional or semi-professional musicians or performers) for their own and for their fellow customers’ amusement which have not in any way been previously advertised or announced to the public.

“Background Music” means performances by means of a record and/or CD/tape player (excluding jukeboxes or video performances) or by means of a radio or television set operated on the premises or by diffusion through a loudspeaker, however conveyed, from another part of the premises or from a source outside the premises.

“Capacity” means the maximum number of persons that may be admitted to the area of entertainment at any one time (assessed by reference to fire or similar regulations where available).

“Dual Licence Contract” means the Dual Copyright Music Licence Contract between the Licensee, IMRO and PPI.

“Dual Licence General Terms” means the General Terms and Conditions Applicable to the Dual Copyright Music Licence Contract and Related IMRO and PPI Tariffs.

“Featured Music” means music performed by: -
performers in person,

or

a record, tape or CD player primarily for entertainment such as by means of discotheque equipment or otherwise for dancing or in conjunction with cabaret or similar entertainment. It also includes music sourced by means of a satellite dish or cable,

or

cinematograph equipment, video player,

or

karaoke machine or similar apparatus – a tape or disc player providing specially produced backing tracks to enable people to sing to them for the entertainment of others.

“IMRO” means the Irish Music Rights Organisation CLG.

“Licence Year” means the first and each recurring 12 consecutive month period.

“Persons Admitted” means the total number of persons attending events at which music is played in any one year as certified by an accountant qualified to be appointed auditor to a public company.

“Sportsgrounds” means race tracks, stadia or speedways, football grounds and any other premises of a similar nature.

7. VALUE ADDED TAX

Every Licensee under this tariff shall pay to the Irish Music Rights Organisation CLG, in addition to the Royalty due under this tariff, a sum in respect of Value Added Tax calculated at the relevant rate on the Royalty payable.