



IRISH MUSIC RIGHTS ORGANISATION CLG

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STANDARD TARIFF J

Introduced on 6th January 2012
Rates effective from 1st January 2019

IMRO does not undertake to offer a licence or permit at the rates of charge shown in this tariff in respect of any performances unless application has been made in advance of the performance by the music user.

1. SCOPE OF TARIFF

Subject to the exclusions in paragraph 2, this tariff applies to performances of copyright music within the repertoire controlled by IMRO at sports, social and other clubs or at similar establishments.

2. EXCLUSIONS

This tariff does not apply to

- performances of Repertoire controlled by IMRO in seated restaurant areas within the premises, these being chargeable under IMRO Standard Tariff HRNPD.
- live performances of Repertoire controlled by IMRO where a charge is made for admission, these being chargeable under IMRO Standard Tariffs LP, LC and/or VT.

IMRO in its sole discretion will determine which tariff applies to the proposed performance of musical works. Particulars of the proposed performance should be notified to IMRO who will thereafter licence the performances in accordance with the appropriate tariff.

3. GENERAL CONDITIONS

This tariff is subject to IMRO's General Conditions Applicable to Tariffs and Licences, a copy of which is available on request, on the back of IMRO invoices or at www.imro.ie.

Any performances not declared by the licensee are unauthorised and constitute an infringement of copyright and will be charged at first year tariff rates.

4. DEFINITIONS

“Background Music” means music conveyed through any electronic apparatus to add atmosphere and at a volume level of less than or equal to 80dB.

“Capacity” means the maximum number of persons who may be admitted to the area of entertainment at any one time (assessed by reference to fire, health and safety or similar regulations where available). Simultaneous or consecutive musical performances that take place in separate rooms in a premises are separately assessable.

“**Featured Music**” means all other performances not covered under the definition of Background Music but excluding music used in aerobic and keep fit classes.

“**IMRO**” means the Irish Music Rights Organisation CLG.

“**Licence Year**” means the ensuing 12 month period.

“**Repertoire controlled by IMRO**” means all and any musical works, and words associated with such works, in which rights to perform publicly and to authorise others to do the same are vested in IMRO.

5. ROYALTY RATES

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

1st Jan 2019 and 31st Dec 2019

A. Annual rate for Background Music

Performances by means of	First Year €	Second and subsequent years (subject to Paragraph 6 below) €
TV only	192.19	128.09
Any electronic apparatus, with or without a TV	363.00	242.01

B. Featured Music – Rate per session

	First Year €	Second and subsequent years (subject to Paragraph 6 below) €
Capacity not exceeding 100	22.97	15.25
Capacity not exceeding 200	38.95	26.01
Capacity not exceeding 300	54.71	36.45
Capacity not exceeding 400	62.56	41.67
Capacity not exceeding 500	70.22	46.85
Capacity not exceeding 600	77.34	51.95
Capacity not exceeding 700	83.96	56.03
Charge per 100 capacity thereafter	4.67	3.12

C. Aerobic and Keep Fit classes

	First Year	Second and subsequent years (subject to Paragraph 6 below)
	€	€
Aerobic and keep fit classes, including aqua aerobics, the rate per class session is	3.24	2.17

6. ROYALTY RATE IN SECOND AND SUBSEQUENT YEARS

Second and subsequent years royalty rates shall only apply if, and only if

- the licensee has signed an IMRO copyright music licence, and
- the performances have been declared by the licensee prior to the annual renewal invoice being issued.

7. MINIMUM ROYALTY

The minimum annual royalty payable under this tariff is €128.09.

8. INFLATION ADJUSTMENT

The foregoing monetary sums in paragraph 5 and 7 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, (“the basic Index Figure”), and will be adjusted on 1st January 2020 and each subsequent anniversary of that date in proportion to annual changes in that Index.

9. VALUE ADDED TAX

Every licensee under this tariff shall pay to IMRO, in addition to the royalty due under the tariff, a sum in respect of Value Added Tax calculated at the relevant rate on the royalty payable.

10. LATE PAYMENTS

Invoices are payable immediately from the date of issue. Interest is payable thereafter until the date of actual payment at the rate specified in European Communities (Late Payment in Commercial Transactions) Regulations 2012

This tariff supersedes all previous editions