



IRISH MUSIC RIGHTS ORGANISATION CLG

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STANDARD TARIFF SP

Introduced on 1st January 2016
Effective from 1st January 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 small premises, such as doctors' and dentists' waiting rooms and hairdressing establishments, which are not specifically assessable under any of IMRO's other tariffs.

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*.

3. ROYALTY RATES

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

1st January 2019 and 31st December 2019

Background Music* performed by mechanical means

Area of Music Audibility* not exceeding:	Higher Royalty rate	Standard Royalty rate
	€	€
(i) 50 m ²	160.05	106.69
(ii) for each additional 10m ² or part thereof:	32.04	21.34

Where the only music in a premises is provided by a single speaker transistor, **without** amplifiers, then the Royalty shall be:

106.69

71.16

The minimum annual Royalty under this tariff is €71.16

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 in advance of the performance 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 the 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.

“Area of Music Audibility” means the floor area measured from wall to wall of the whole of that part of the premises to which the public are admitted and in which the music is audible.

“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.

“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.

“IMRO” means the Irish Music Rights Organisation CLG.

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

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.