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**MINIMUM ROYALTIES (TARIFFS)
FOR REPRODUCTION OF MUSICAL WORKS IN A SINGLE COPY AND
MAKING THEM AVAILABLE TO THE PUBLIC**

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1 Online

1.1 Streaming of Musical Works

If a **non-interactive¹ radio programme** is being transmitted simultaneously on the internet and/or other digital platforms – **4,5%** of receipts obtained from the respective internet site and/or other digital platform site (advertising proceeds and proceeds obtained users of the internet site and/or another digital platform site), but not less than **EUR 71,14** per month.

If an **interactive² radio programme** is transmitted on the internet and/or other digital platform – **5,5%** of receipts obtained from the respective internet site and/or other digital platform site (advertising proceeds and proceeds obtained users of the internet site and/or another digital platform site), but not less than **EUR 142,29** per month.

Note:

If a radio programme is simultaneously broadcasted and transmitted on the internet, royalty is set according to TR-05 “Minimum Royalties for Usage of Musical Works by Electronic Media”.

If a **live transmission of a concert or event** is made public via live **broadcast** online:

1) Concerts with access fee

6% of access fee gross income for single reproduction and making available to the public of popular genre musical works.

5.5% of access fee gross income for single reproduction and making available to the public of popular genre musical works, if the access fee gross income of a single concert exceeds EUR 71 143,59.

5% of access fee gross income for single reproduction and making available to the public of popular genre musical works, if the access fee gross income of a single concert exceeds EUR 106 715,39.

¹ A non-interactive radio program is webcasting, in the framework of which a data flow containing authors' works is sent to an unlimited number of end users. The data flow does not include any markers, and it does not provide an opportunity to end users to correct the data flow, including, but not limiting to: pause the data flow, to pass one or several works included in the data flow, to filter the works included in the data flow, to individualize the works included in the data flow by sorting them according to individual selection criterions.

² An interactive radio program is webcasting, in the framework of which a data flow containing authors' works is sent to an unlimited number of end users. The end users of the service have an opportunity to individualize the included works, that means, an end user has an opportunity to correct the data flow, including, but not limiting to: pause the data flow, to pass one or several works included in the data flow, generally to filter the works included in the data flow, to individualize the works included in the data flow by sorting them according to individual selection criterions. An end user does not have an opportunity to make a precise list of the works included in the data flow.

10% of access fee gross income for single reproduction and making available to the public of serious genre musical works.

If more than 50% of the repertoire is non-protected works, royalty fee is calculated as follows: 5% of access fee gross income for single reproduction and making available to the public of serious genre musical works.

Minimum royalty fee per concert (event) is EUR 42,69.

If not only musical works, but also literary and/or choreographic works are made public via live broadcast online, tariff as it is in this article is being applied for performance of all of the works. Royalty is distributed proportionally to the amount of work usage per work kind.

2) Concerts without access fee

Number of unique streams	One-time royalty fee, EUR
Up to 100	42.69
101 to 300	71.14
301 to 500	99.60
501 to 800	135.17
801 to 1000	170.74
1001 to 2000	355.72
Per each additional 1000	185.00

If not only musical works, but also literary and/or choreographic works are made public via live broadcast online, tariff as it is in this article is being applied for performance of all of the works. Royalty is distributed proportionally to the amount of work usage per work kind.

1.2 Streaming of Musical Works On-Demand

The tariff is for musical works made available online on internet and/or other digital platforms, if it is possible to listen only in streaming mode.

The royalty to the musical work authors is calculated according to the highest of the three indicators:

- 1) royalty for the number of streamings during one reporting period;
- 2) royalty from the end users' subscription fees;
- 3) minimum licence fee for a month.

1) Royalty for the number of streamings during one reporting period

The royalty for the streaming of one work is **EUR 0,0014**. The royalty for the number of streamings during the reporting period is calculated by multiplying the registered number of streamings to **EUR 0,0014**.

2) Royalties from the end users' subscription fees

If the end users pay subscription fee for an opportunity to listen an unlimited number of musical works, the royalty to the authors of musical works is set as **12 %** of the end users' subscription fees in a month, but no less than **EUR 0,3** per one subscriber in a month.

The royalty payments are not applied during the first month after the provider begins to offer the mentioned service to end users.

If the end users pay subscription fee for an opportunity not only to listen an unlimited number of musical works under streaming mode, but also to download an unlimited number of musical works, see item 2.1. Making available musical works for download.

3) Minimum licence fee for a month

Minimum licence fee for a month depends on the number of works made accessible on the website during one month:

	EUR
If the number of the accessible works is less than 50	17.07
If the number of the accessible works is from 50 to 99	34.15
If the number of the accessible works is from 100 to 199	68.30
If the number of the accessible works is from 200 to 399	136.60
If the number of the accessible works is from 400 to 800	273.19
If the number of the accessible works exceeds 800	284.57

1.3 Audio-visual works with music

If an audio-visual work or a fragment of it containing musical work (with or without lyrics), the author of which is represented by AKKA/LAA, is made available, royalty for the authors of the musical work is set as a percentage of the receipts³ collected by the content provider from end users.

Type of work	The share of royalties in the price of the service	Minimum royalty for 1 purchase / subscriber / stream per month
A musically audio-visual work (concert, music clip, etc.)	4,5%	EUR 0,08 per each subscriber of an audiovisual works catalogue per month in year 2020 (SVOD*).
		EUR 0,10 per each subscriber of an audiovisual works catalogue per month in year 2021 and the years that follow (SVOD*).
Other audio-visual works (movies, TV broadcasts, etc.)	2,5%	Per individual purchase of audiovisual work – agreed depending on the content (TVOD**).
		EUR 0,04 per each subscriber of an audio-visual works catalogue per month in year 2020 (SVOD*).
		EUR 0,06 per each subscriber of an audio-visual works catalogue per month in year 2021 and the years that follow (SVOD*).
		EUR 0,005 per an individual purchase/stream of audiovisual work (TVOD**).

*SVOD subscription video on demand

**TVOD transactional video on demand

Minimum royalty per monthly depends on the number of streamings:

Minimum payment of the monthly royalty:

- to 500 streamings – **5,00 EUR;**
- from 501 to 2 500 streamings – **12,50 EUR;**
- from 2 501 to 5 000 streamings – **25,00 EUR;**
- from 5001 to 15 000 streamings – **75,00 EUR;**
- from 15 001 to 25 000 streamings – **150,00 EUR;**
- more than 25 001 streamings – **250,00 EUR.**

Minimum licence fee is 17,07 EUR.

³ The proceeds collected from the users of the site via Internet or another digital platform, as well as the proceeds from commercial advertising

1.4 Streaming of Musical Works when Delivering Background Music Services

The tariff is meant for making musical works available to the public, as delivered via the streaming technique, for the purpose to use the works in public performance when feeding the audio through public address systems covering commercial areas.

In cases when the end user pays subscription fee in return for access to unrestricted quantities of works via the streaming technique, the royalties to the authors shall be **4.5%** of the end user's subscription fee, payable each month.

The minimum royalties are stipulated depending on the number of commercial areas to which the works are streamed:

2.40 EUR per month per commercial area;

71.14 EUR per month for a chain of stores where the number of commercial areas is 30 or higher.

The minimum license fee is **24.00 EUR** per month.

The tariff does not include the royalties for public performance, therefore a business using such services shall acquire a separate license for public performance of music.

2 Making Available Works for Download

If it is possible to download a musical work, the service provider shall pay **8%** of receipts⁴ obtained from the end user for the downloading of the works, but not less than **EUR 0,07** per one downloaded work.

When musical works are offered for download in sets (compilations, albums), and one such deal includes from 5 to 15 musical works, the minimum royalty for each musical work included in the set is **EUR 0,04**.

Minimum license fee is **EUR 17,07**.

If subscription fee is applied to end users for an opportunity to download an unlimited number of musical works and also to listen them in a streaming mode, the royalty to the authors of musical works is set as **12%** of receipts obtained from the end users' subscription fees in a month, but no less than **EUR 1,14** per one subscriber in a month.

⁴ The proceeds received from the end users for this service.

3 Usage of Background Music in Non-commercial Web Pages

Web page should meet the following requirements:

- web page should not contain any commercials,
- web page should not receive funding,
- no commercial activity is performed via the web page nor is it connected with any kind of commercial activity,
- music is not an important part of the web page contents,
- music cannot be downloaded.

If the duration of music does not exceed 10 minutes, and no more than 3 works are concerned, the royalties shall be **EUR 42.69** per annum (a single payment in advance).

4 Usage of Author's Works in Author's Personal Web Page

License need not be obtained, if the author makes available his own works on his personal web page. The personal web page should meet the following three requirements:

1. The personal web page is edited and materials are made available only by the owner or by the administrator of the web page.
2. The owner of the personal home page and the co-authors of his works are the only owners of the rights of the works made available on the web page.
3. The web page is not connected with a club, producing company, publisher or any other third party or a particular event and no economic or commercial activity is performed.