

THE INDIAN PERFORMING RIGHT SOCIETY LIMITED

IHL&CL: HOTELS, GUEST HOUSES, ROOMS, LODGES, MOTELS, HOLIDAY HOMES AND SUCH OTHER BOARDING AND LODGING PREMISES AND CLUBS (IRRESPECTIVE OF THEIR CATEGORY)

1. SCOPE OF TARIFF

This Tariff Applies to the Public Performance of Music in the Premises of Hotels, Guest Houses, rooms, Lodges, Motels, Holiday Homes and such other boarding and lodging premises and clubs either for the Staff Members or for the General Public by any mechanical or electronic device, including radio, television, record/CD/tape players and digital music service by way of Background Music and or performance of Live/DJ Music(Limited and subject to all exclusions).

2. GENERAL CONDITIONS

This Tariff is subject to the Society's General Conditions Applicable to Tariffs and Licenses.

3. ROYALTY RATES

The following Royalty Rates shall apply:

- A. For Public Performance of Music in Restaurants, Rooms, Lobby, Foyers, Lifts, Shopping Arcade only in the Lobby, Disco, Saloons, Beauty Parlors, Sauna Baths, Health Centre Kiosk Stalls, Music on Hold which are situated or utilized inside the Hotel, the Royalty Rate shall be calculated as per the following:-

| S.No. | Royalty Rate calculated on the Room Rent on the lowest published rate for a standard room on per day basis | Royalty Rate per day for Hotels doing Business of: | |
|-------|--|--|-------------------------|
| | | Less than 50% Occupancy | More than 50% Occupancy |
| 1 | Up to Rs.3000/-per day per room | Rs. 2.00 | Rs. 2.25 |
| 2 | Rs. 3,001 to Rs. 5,000 per day per room | Rs. 2.25 | Rs. 2.50 |
| 3 | Rs. 5,001 to Rs. 8,000 per day per room | Rs. 2.50 | Rs. 2.75 |
| 4 | Rs. 8,001 and above per day per room | Rs. 2.75 | Rs. 3.25 |
| | Royalty Rate calculated on the Room Rent on the lowest published rate for a standard room on per day basis | | |

- The number of days shall be 365 days and the License fees calculated on the basis of actual number of rooms in the hotel.

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- For all DJ/Recorded music/ Live Performance / Events /Performance by third parties/ outside organizers within the Premises, Relevant Tariff LP/DJ shall apply.
- For Public Performance of Live/DJ Music on special occasions like New Year and Christmas, Tariff LP/DJ shall apply.

B. Royalty Rates under this tariff for Hotels having less than 30 Rooms shall be Rs.5000/- per annum.

- a) For Public Performance of Music in Restaurant and other outlets within the premises respective tariffs shall apply.
- b) For Public Performance of Live/DJ Music in Banquet or other areas within premises, Tariff LP/DJ shall apply.

4. SEPCIFIC CONDTIONS:

- a. This Tariff Applies to the Public Performance of Music at the premises either for the staff Members or for the General Public.
- b. All the special Events /Performances by way of Live/DJ on special occasions like New Year and Christmas are specifically excluded from the scope of this tariff and for all such Events /Performances, a separate license is required to be obtained as per Tariff LP/DJ
- c. Background music is the performance of music by recorded or mechanical means as background music.
- d. Live music means music by performers in person, whether staff or customers, vocalists or instrumentalists.
- e. Mechanical Music means music performed by any mechanical or electronic device, including radio, television, record/CD/tape players, digital music service or a loudspeaker connected to any of the equipment mentioned herein
- f. This tariff applies for public performance of musical and literary works by way of background music and Live/DJ performances (subject to all the exclusions mentioned herein above).

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5. APPLICABILITY OF TARIFF

- a. This Tariff comes into force from the 1st July 2018 and applies to all Royalties falling due on or after that date.
- b. Non-Compliant Licensees who seek to regularize past infringements / violations / breach of Society's rights and licenses (including non-compliance with agreements, usage without license, vexatious litigation, etc.), a penalty of 30% over the existing tariff shall be applied at the discretion of Society.
- c. Royalty rate shall be adjusted to reflect the increase, if any, in the general price level (inflation), as measured by the Consumer Price Index. Such adjustment in royalty rate can be yearly or cumulative over a period of time.
- d. All Royalties are exclusive of all applicable GST/ taxes / levies.