

Pursuant to the Decree of the Council (EC) No. 1086/2006 from July 11, 2009 about the change of the Decree (ES) No. 2866/98 about the exchange rate between Euro and the currencies of the Member States which accept Euro, Society SAZAS publishes the Rules on Communication to the Public of Musical Works, in which an author's reimbursement and royalty respectively is calculated in Euro on the basis of the exchange rate: 1 EUR = 239.640 SIT.

RULES ON COMMUNICATION TO THE PUBLIC OF MUSICAL WORKS

Article 1

With these Rules SAZAS shall determine the conditions under which a natural or a legal person (hereinafter: the User) can communicate to the public musical non-staged works which are protected by the Copyright and Related Rights Act and which are a constituent part of the worldly repertoire which is protected by SAZAS in the area of the Republic of Slovenia.

Article 2

The repertoire of SAZAS consists of the following works:

- a) musical non-staged works (oratorios, cantatas, the works of classical and popular music etc.);
- b) the fragments of musical staged works (operas, operettas, ballets etc.) regardless their duration on the condition that the fragments do not represent the dramatic whole;
- c) the music from musical choreographic works (concert performing) regardless its duration;
- d) musical works used in dramatic works if the author did not transfer his/her rights to the User;
- e) musical works used for credits, background music, sound illustrations and breaks;
- f) the music from audiovisual works (cinematograph films, TV films, TV series and serials etc.);
- g) other musical works of the authors protected by SAZAS on the basis of the special authorization of the author or other organization of the authors.

Article 3

The User has to acquire prior permission of SAZAS for each communication to the public of the author's work from the repertoire of SAZAS. A permission can refer to the single or multiple (in a certain time period) use of author's work.

Article 4

Every User can acquire a permission for the use of the works from the repertoire of SAZAS under the following conditions:

- if (s)he notifies the use of the author's works from the repertoire of SAZAS at least 8 days before the (s)he starts to use it;
- if (s)he pays the royalty pursuant to the provisions of the tariff part of these Rules;
- is (s)he sends complete lists of all the works used and the basis for the royalty statement according to the deadlines from Article 13 and 14 of these Rules;
- if (s)he respects the moral rights of the authors when using their works.

If SAZAS does not answer to the timely sent notification of the use of author's works from the repertoire of SAZAS it shall be deemed that the User has a permission for the use of author's works under the conditions of these Rules.

Article 5

Free use of author's works from the repertoire of SAZAS is permitted in the following cases:

- at lessons;
- at school events which are organized exclusively for the students of a school which organizes the event under the condition that the entrance is free.

Article 6

SAZAS can partly exempt the organizer of a charity event of the payment of royalty under the following conditions:

- if an organizer is officially registered as a non-profit organization which deals with charity;
- if an organizer notifies the use of musical works at least 30 days before their use;
- if s(he) submits the evidence that all the performers at the event perform free of charge;
- if an organizer publicly states in the official programme that SAZAS is the participant of the event for charitable purpose;
- if an organizer submits all the financial documentation from which all revenues and costs are evident and the amount which will be paid for a charitable purpose within 20 days after the event.

The committee for the protection of copyrights shall decide about the amount of the part of royalty for which the User shall be exempt of payment of royalty if all the conditions from the first paragraph of this Article are fulfilled. This amount shall not exceed 50% of the whole royalty. The committee shall take into consideration the following criteria in its decision making:

- the status of a User;
- the intention of the charity event;
- the amount of royalty in net amount which will be paid for the charitable purposes.

Article 7

The amount of royalty shall be proportional to the revenues which the User shall create in the activities in which (s)he uses musical works and to the importance of the use of music for the activities of the User.

The amount of the royalty for different kinds of the use of the repertoire of SAZAS shall be determined in the tariff part of these Rules.

The tariffs determined in these Rules shall be the average tariffs which are valid for the Users who acquired the permission of SAZAS for the use of works pursuant to the provisions of the Law and these Rules. The tariffs for the use of the works without the prior permission of SAZAS shall be higher for 15% in regard with the average tariff. Higher tariffs are based on the real costs of SAZAS which are needed for discovering and preventing of the unauthorized use of author's works.

Article 8

SAZAS can conclude special tariff agreements with the associations of the Users.

Article 9

The basis for the royalty statement shall be the revenue created during the use of works from the repertoire of SAZAS (entrance fee, entrance and drinks fee, the increase of prices in the period of using the music etc.). The

budget of costs of the event shall be taken into consideration as the basis for the royalty statement for the non-commercial concerts and events respectively which are predominately financed from donations, sponsorships etc.

The basis for the royalty statement can also be gross royalty of performers, if the latter is higher than the revenues from the entrance fees and other forms of payment respectively if the entrance is free of charge.

The royalty can be determined by a flat rate.

Article 10

The royalty determined by a flat rate shall be in SIT and EUR.

Article 11

The value of the tariff shall be coordinated annually with the officially published data on the retail price index. The value can be changed also in shorter periods, if the index of increase of retail prices exceeds 10% from the beginning of the calendar year.

Article 12

The User must record each performance of a musical work in the form »The list of performed works« which is published by SAZAS. The list of performed works is a financial document and at the same time the basis for the correct distribution of royalty. The User is responsible for its completeness and truthfulness of all the data in the list of performed works.

The user can send the data on performed works also in the form of the official printed programme of the event, if all the performed works are written in such a programme.

The User must send the data from the first and the second paragraph of this Article no later than 15 days after the performance.

Article 13

The User must send to SAZAS accurate financial data which is the basis for the division of royalty no later than 15 days after the performance.

Article 14

The User must record the data on the revenues which are the basis for the account of royalty in such a way that it is possible to find out the amount of the revenues which were created by the use of author's works.

Article 15

In case of a reasonable doubt that the User will not fulfill its obligations or it is the case of the User who violated copyrights in the past, SAZAS shall demand the payment of the security in the amount of at least 80% of the envisaged royalty for issuing the permission.

Article 16

If the User violates copyrights on purpose, SAZAS shall demand the payment of the envisaged royalty increased for 200% pursuant to the Article 168 of the Copyright and Related Rights Act.

If it is not possible to find out the amount of the revenues which is the basis for the royalty statement from the financial or other documentation, SAZAS shall account for royalty according to the highest tariff point which is valid for the adequate use of author's work.

Article 17

If SAZAS finds out that the User filled in the list of performed works incorrectly with the intention to profit materially for his/her benefit or for the profit of the third person, SAZAS shall immediately start the legal proceedings against the User, simultaneously SAZAS shall issue the prohibition of the further use of the works from the repertoire of SAZAS.

Article 18

SAZAS, the committee for the protection of copyrights, shall interpret the provisions of these Rules and give the instructions for their use.

THE TARIFF
for communication to the public of musical works

1. The bases for the royalty statement

The bases for the royalty statement are different, the User shall pay the royalty according to only one basis.

The bases for the royalty statement are the following:

I

a) The revenue created by the use of the works from the repertoire of SAZAS (entrance fees, entrance and drinks fees, the increase of prices during the period of the use of music etc.). If two bases exist (entrance fee, entrance and drinks fee and the increased prices of drinks and/or food respectively), they shall both be taken into consideration. For those events which are predominately financed from donations, sponsorships etc. and for non-commercial concerts the budget of costs of the event/concert or the average price of the entrance fee for similar events in the adequate time period will be taken into consideration as the basis for the royalty statement.

b) The gross royalty of the performers, if it is higher than the revenues from the entrance fee and from other forms of payment respectively or in the case of free entrance.

II

Flat amount per seat or a visitor in case of free entrance and the performers perform free of charge and if the bases for the accounts from point I are not evident from the documentation which the User submits or in case they are not realistic. If its is not possible to find out the number of visitors, the payment shall be determined in a way that two visitors are calculated for 1 m2 of the premises.

III

We take into consideration the lowest royalty:

a) if the organizer has no revenues from the event and the performers perform free of charge,

b) if the payment is determined in per cent as the lowest royalty which the User has to pay for the certain use of musical works.

I. PUBLIC PERFORMANCES

I-A/ CONCERTS AND MUSICAL EVENTS

1. The concerts of classical music

I	II	III
SIT / €	SIT / €	SIT / €
6%	33.14 / 0.14	13,254.86 /55.31111

The royalty shall be paid for one event.

2. The concerts of popular, popular folk music, and adapted folk music, popular events and karaoke

I	II	III
	SIT / €	SIT / €
10%	132.55 / 0.55	26,509.73 / 110.62

The royalty shall be paid for one event.

I-B/ OCCASIONAL MUSICAL EVENTS WITH A DANCE

1. Dance halls and other premises with the exception of restaurant facilities regardless of the way the music is performed

I	II	III
6%	SIT / € 66.27 / 0.28	SIT / € 19,882.30 / 82.97

The royalty shall be paid for one event.

I-C/ REGULAR MUSICAL EVENTS

1. Discoteques – live music

I	II	III
6%	SIT / € 53.02 / 0.22	SIT / € 16,568.58 / 69.14

The royalty shall be paid for one event.

2. Restaurant facilities – live music

Possible number of visitors	The number of opening days with music per month		
	6	12	20 and more
	SIT / €	SIT / €	SIT / €
Up to 50	8,284.29 / 34.57	13,254.86 / 55.31	16,899.95 / 70.52
From 51-100	11,266.63 / 47.01	16,833.68 / 70.25	20,213.67 / 84.35
From 101-150	14,248.98 / 59.46	20,213.67 / 84.35	23,527.38 / 98.18
From 151-200	14,911.72 / 62.23	23,527.38 / 98.18	27,172.47 / 113.39
From 201-250	16,899.95 / 70.52	27,570.12 / 115.05	30,486.19 / 127.22
From 251-300	22,533.27 / 94.03	30,154.82 / 125.83	33,799.90 / 141.04
From 301-350	25,515.61 / 106.47	33,799.90 / 141.04	37,113.62 / 154.87
From 351-450	28,166.59 / 117.54	37,113.62 / 154.87	40,427.34 / 168.70
From 451-550	30,154.82 / 125.83	40,427.34 / 168.70	43,741.05 / 182.53
More than 550	3,313.72 / 13.83 for each further 100 of possible visitors		

If a restaurant facility uses the music after midnight the basic tariff shall increase for 25%.

The royalties shall be paid monthly.

3. Night bars

Possible number of visitors	SIT / €
- Up to 50	8,284.29 / 34.57
- From 51-100	11,605.90 / 48.43
- From 101-15	16,568.58 / 69.14
- From 151-200	21,539.15 / 89.88
- From 201 - 250	26,509.73 / 110.62
- From 251 - 300	31,480.30 / 131.36
- From 301 - 350	36,782.25 / 153.49
- More than 351	3,313.72 / 13.83 for each further 100 possible visitors

The royalties shall be paid monthly.

II-A/ THE COMBINATION OF VARIOUS ARTISTIC KINDS

1. Ballet, cabaret, variety, music-hall, dancing competitions, ice shows etc.

I	II	III
7%	SIT / € 49.71 / 0.21	SIT / € 19,882.30 / 82.97

The royalty shall be paid for one event.

2. Theatre

Duration of music / Minutes	I	II	III
		SIT / €	SIT / €
Up to 10	1%	13.25 / 0.06	6,627.43 / 27.66
Up to 20	2%	19.88 / 0.08	9,941.15 / 41.48
More than 30	3%	26.51/0.11	13,254.86 / 55.31

The royalty shall be paid for the musical works which were not ordered and which are performed in dramatic staged works as an accompaniment or an illustration or they are included in the dramatic work itself and for the ordered works for which the author did not transfer the right to the Contracting Authority.

If musical works are performed before the beginning of the show, during the break or after the show, the royalty, which is 50% lower than the basic tariff, shall be paid.

The royalty shall be paid for one event.

II-B/ VARIOUS CELEBRATIONS

1. Academies, celebrations etc.

I	II	II
	SIT / €	SIT / €
-	33.14 / 0.14	6,627.43 / 27.66666.66

The royalty shall be paid for one event.

2. Festive parties

I	II	III
	SIT / €	SIT / €
7%	26.51 / 0.11	16,568.58 / 69.14

The royalty shall be paid for one event.

3. A banquet, a party, a wedding, a prom night etc.

I	II	III
	SIT / €	SIT / €
4%	19.88 / 0.08	11,598.01 / 48.40

The royalty shall be paid for one event.

4. A New Year celebration

I	II	III
	SIT / €	SIT / €
8%	49.71 / 0.21	19,882.30 / 82.97

The royalty shall be paid for one event.

5. A carnival, a shrovetide

I	II	III
	SIT / €	SIT / €
6%	-	19,882.30 / 82.97

The royalty shall be paid for one event.

6. A promenade concert, majorettes etc.

	SIT / €
daily	7,574.21 / 31.61
monthly	39,764.59 / 165.93

II-C/ DANCING SCHOOLS

1. Dancing schools

SIT / €
9,941.15 / 41.48

monthly

II-D/ FASHION SHOWS, BEAUTY COMPETITIONS ETC.

1. Fashion shows, beauty competitions etc.

I	II	III
	SIT / €	SIT / €
3%	-	9,941.15 / 41.48

The royalty shall be paid for one event.

If an event has a concert part, the royalty shall be paid according to the tariff number I-A/.

II-E / SPORTS AND OTHER RECREATIONAL EVENTS AND THE OTHER WAYS OF USING MUSIC IN THE SCOPE OF THESE ACTIVITIES

1. Artistic skating, rhythmic gymnastics, aerobics etc.

I	II	III
	SIT / €	SIT / €
2%	-	6,627.43 / 27.66

The royalty shall be paid for one event.

2. Fitness studios, recreational centres etc.

	SIT / €
monthly	6,627.43 / 27.66

3. Playgrounds, stadiums, sports halls (the performances before the start of the event, during the break or after the event)

Number of seats	SIT / €
Up to 1,000	3,313.72 / 13.83
From 1,001 – 5,000	6,627.43 / 27.66
From 5,001 – 10,000	9,941.15 / 41.48
From 10,001 – 20,000	13,254.86 / 55.31
From 20,001 – 30,000	16,568.58 / 69.14
More than 30,000	19,882.30 / 82.97

The royalty shall be paid for one event.

4. Skating rinks

	SIT / €
monthly	16,430.85 / 68.56

The reimbursement of the royalty shall be paid monthly, for each started month of opening.

5. Ski runs

The reimbursement of the royalty shall be paid per public address ski lift, chair lift or ski run.

	SIT / €
(unit of accounts)	16,430.85 / 68.56

The reimbursement of the royalty shall be paid monthly, for all the opening time, for each started month.

6. Saunas, tepidariums, resting places inside the complex of saunas etc.

The reimbursement of the royalty shall be paid per public address unit.

	SIT / €
	2,590.80 / 10.81

The reimbursement of the royalty for the public address system on the swimming pools inside the complex of saunas shall be paid according to the swimming pools' tariff.

The reimbursement of the royalty shall be paid monthly.

7. Solariums, solar studios

The reimbursement of the royalty shall be paid per one public address solar cabin.

	SIT / €
	466.34 / 1.95

The reimbursement of the royalty shall be paid monthly.

The tariff does not include communication to the public of musical works in the rest of the premises in the scope of a solar studio. Other tariffs according to the Rules shall apply for other premises.

II-F/ ARTISTIC EVENTS AND AMUSEMENT PARKS

1. Circuses and artistic events

No. of seats	daily SIT / €	weekly SIT / €	monthly SIT / €
Up to 200	2,650.97 / 11.06	5,301.95 / 22.12	8,615.66 / 35.95
From 201 to 400	5,301.95 / 22.12	10,603.89 / 44.25	13,254.86 / 55.31
From 401 to 600	7,952.92 / 33.19	15,905.84 / 66.37	17,231.32 / 71.91
More than 600	10,603.89 / 44.25	21,207.78 / 88.50	23,196.01 / 96.80

2. Amusement salons

No. of visitors	daily SIT / €	weekly SIT / €	monthly SIT / €
Up to 200	1,325.49 / 5.53	2,650.97 / 11.06	5,301.95 / 22.12
From 201 to 400	2,650.97 / 11.06	5,301.95 / 22.12	10,603.89 / 44.25
From 401 to 600	5,301.95 / 22.12	7,952.92 / 33.19	14,580.35 / 60.84
More than 600	7,952.92 / 33.19	10,603.89 / 44.25	19,882.30 / 82.97

III-A/ TRANSMISSION FROM PHONOGRAMS AND VIDEOGRAMS AND COMPUTERS AND SECONDARY BROADCASTING

1. Discoteques - mechanical music

Possible number
of visitors

Number of operating days in a month

From	To	4	8	12	16	20 AND MORE
		SIT / €	SIT / €	SIT / €	SIT / €	SIT / €
	50	22,533.27 / 94.03	27,835.21 / 116.15	34,462.65 / 143.81	41,090.08 / 171.47	47,717.51 / 199.12
51	100	27,835.21 / 116.15	33,137.16 / 138.28	39,764.59 / 165.93	46,392.02 / 193.59	53,019.46 / 221.25
101	150	33,137.16 / 138.28	38,439.11 / 160.40	45,066.54 / 188.06	51,693.97 / 215.72	58,321.40 / 243.37
151	200	38,439.11 / 160.40	43,741.05 / 182.53	50,368.48 / 210.18	56,995.92 / 237.84	63,623.35 / 265.50
201	250	43,741.05 / 182.53	49,043.00 / 204.65	53,019.46 / 221.25	62,297.86 / 259.96	68,925.29 / 287.62
251	350	49,043.00 / 204.65	54,344.94 / 226.78	58,321.40 / 243.37	67,599.81 / 282.09	74,227.24 / 309.74
351	450	54,344.94 / 226.78	59,646.89 / 248.90	63,623.35 / 265.50	72,901.75 / 304.21	79,529.18 / 331.87
451	600	59,646.89 / 248.90	64,948.83 / 271.03	68,925.29 / 287.62	78,203.70 / 326.34	84,831.13 / 353.99

From 601 on 3,313.72 SIT / 13.83 € for each further 100 possible visitors

The reimbursement of the royalty shall be paid monthly.

If a discoteque operates less than 4 days in a month, it shall pay 19,882.30 SIT / 82.97 € per day.

2. Restaurant facilities with mechanical music

No. of possible visitors

No. of seats	SIT / €
Up to 50	7,952.92 / 33.19
From 51-100	11,598.01 / 48.40
From 101-150	14,580.35 / 60.84
From 151-200	18,225.44 / 76.05
From 201-250	21,207.78 / 88.50
From 251-300	24,852.87 / 103.71
From 301-350	27,835.21 / 116.15
From 351-450	31,480.30 / 131.36
From 451-550	34,462.65 / 143.81
More than 550	3,313.72 SIT / 13.83 € for each further 100 possible visitors

The tariffs are lower for 30% for the restaurant facilities with a complete catering offer. If a restaurant facility has a karaoke system than the basic tariff increases for 25%. The reimbursement of the royalty shall be paid monthly.

3. Juke box

	SIT / €
monthly	19,882.30 / 82.97

4. Restaurant facilities with a radio or a television

SIT / €
4,639.20 / 19.36

If speakers are separated from a radio, the additional royalty shall be paid in the amount of 331.37 SIT / 1.38 € per speaker.

If the User has a hi-fi recorder, which consists of many devices for the reproduction of music, s(he) shall pay the royalty according to the provisions of the tariff point III-A/2.

The reimbursement of the royalty shall be paid monthly.

5. Cyber cafés

The royalty per year for the use of computers which are connected to the internet in cyber cafés amounts to:

- The use of a computer without special payment 6,469.64 SIT / 27.00€ per one computer,
- The use of a computer against payment 1% from the payment for the use of a computer

III-B/ CABEL RETRANSMISSION IN HOTELS

1. For one radio or television receiver in a room	SIT / €
	99.41 / 0.41

The royalty for radio and television receivers in common rooms shall be determined according to the point of the 4th tariff number.

The reimbursement of the royalty shall be paid monthly.

III-C TRADING COMPANIES AND TRADING CENTRES

1. Shops, department stores, trading centres, filling stations

The size of premises from m ² - to m ²	SIT / €
do 50	2,650.97 / 11.06
51 - 100	3,976.46 / 16.59
101 - 200	4,970.57 / 20.74
201 - 300	6,627.43 / 27.66
301 - 400	8,284.29 / 34.57
401 - 500	9,941.15 / 41.48
501 - 600	11,266.63 / 47.01

If the premises exceed 600 m² the following additional royalty shall be paid:

601 - 1000	662.74 / 2.77	for each	100 m ² of premises
1001 - 2000	662.74 / 2.77	for each	200 m ² of premises
2001 - 5000	66274 / 2.77	for each	500 m ² of premises

More than 5001 331.37 / 1.38 for each 500 m2 of premises

The reimbursement of the royalty shall be paid monthly.

III-D TRANSPORTATION MEANS

1. Buses

a. Urban and suburban services

	SIT / €
aa. Radio receiver	331.37 / 1.38
ab. Cassette player or CD	530.19 / 2.21

b. Long-distance traffic

	SIT / €
ba. Radio receiver	SIT / €
bb. Cassette player or CD or video	463.92 / 1.94
	795.29 / 3.32

c. International traffic

	SIT / €
ca. Radio receiver	662.74 / 1.36
cb. Cassette player or CD or video	1,060.39 / 2.18

The reimbursement of the royalty shall be paid monthly.

2. Airplanes	SIT / €
	33,137.16 / 138.28

The reimbursement of the royalty shall be paid annually.

3. Ships	SIT / €
	59,646.89 / 248.90

The reimbursement of the royalty shall be paid annually.

The royalty for live performances shall be accounted for according to point of the 2nd tariff number I-C/.

4. Trains	SIT / €
	1,325.49 / 5.53

The royalty shall be paid monthly.

5. Taxi	SIT / €
	4,145.28 / 17.30

The royalty shall be paid annually per taxi.

III-E/ WORKING PLACES, WORKSHOPS, BUSINESS PREMISES, WAITING ROOMS AND OTHER PUBLIC PLACES

1. Working places, workshops etc.

	SIT / €
a) Radio or television receiver	19,882.30 / 82.97
b) Record player, cassette player, CD, or hi-fi recorder	29,823.44 / 124.45

The royalty shall be paid on a half-yearly basis.

2. Hairdressing salons

SIT / €

a) Radio or television receiver	15,905.84 / 66.37
b) Record player, cassette player, CD, or hi-fi recorder	31,811.67 / 132.75

The royalty shall be paid on a half-yearly basis.

3. Business premises with the mass access of customers

From m ² - to m ²	SIT / €
50	23,858.76 / 99.56
50 - 100	35,788.13 / 149.34
101 - 200	47,717.51 / 199.12
201 -	63,623.35 / 265.50

The royalty shall be paid annually.

4. Business premises – the public address system for the employees

From m ² - to m ²	SIT / €
500	3,976.46 / 16.59
501 - 750	7,952.92 / 33.19
751 - 1000	11,929.38 / 49.78
1000 -	15,905.84 / 66.37

The royalty shall be paid every three months.

5. Fairs

a) Public address system

	SIT / €
daily	3,976.46 / 16.59
monthly	19,882.30 / 82.97

b) Individual exhibition premises

	SIT / €
daily	1,325.49 / 5.53

6. Exhibitions

	SIT / €
weekly	662.74 / 2.77
monthly	3,313.72 / 13.83

7. Waiting rooms and stations

a) Waiting rooms

	SIT / €
annually	19,882.30 / 82.97

b) Bus and railway stations together with waiting rooms

	SIT / €
monthly	5,301.95 / 22.12

8. Car parks

	SIT / €
monthly	6,627.43 / 27.66

9. Elevators

	SIT / €
annually	7,952.92 / 33.19

10. Other public spaces

The payment shall be determined in regard with the importance of music in the activities of the User and the kind of premises.

III-F/ CHURCHES, GALLERIES AND MUSEUMS

1. Churches and other religious buildings and religious associations

The reimbursement of the royalty shall be paid for each individual religious gathering, when vocal, instrumental and vocal instrumental music is used.

4.352,54 SIT / 18,26 €

2. Galleries and museums

	SIT / €
weekly	331.37 / 1.38
monthly	2,650.97 / 11.06

III-G/ MILITARY INSTITUTIONS

1. Barracks

	SIT / €
monthly	6,627.43 / 27.66

2. Official performances

	SIT / €
one performance	1,325.49 / 5.53

III-H/ SEVERAL

1. TELEKOM services

a) The royalty for the transmission of music on the phone shall be paid monthly in the amount of 4% of the revenues created in this title according to the number of registered impulses.

c) The royalty for the transmission of accompanying music in various messages on special numbers, per one number annually 33,137.16 SIT / 138.28 €

c) Music on the phone in waiting for one telephone number annually 662,74 SIT / 2,77 € .

2. The Services of mobile technology (as for example Ringtones, real melodies, overtures, realtone, music cards etc.)

10% of net selling price per unit, but not less than 37.87 SIT / 0.16 € / per unit

The reimbursement of the royalty shall be paid monthly.

3. Enabling downloading of author's musical works through the internet to final Users

The final User performs downloading of musical works to himself/herself in such a way that (s)he chooses one or more musical files which the tenderer offers, (s)he downloads them and saves them on the equipment for his/her own use. The final User acquires the right to the private use of musical works which (s)he acquired in this way.

The Tenderer of the service must acquire a permission for enabling the download to the final User beforehand, regardless of the fact if a service is payable or not.

The reimbursement of the royalty amounts to 11.5% of the net price of one download. The minimal reimbursement for one download amounts to 36.29 SIT / 0.15 € .

In the transitional period from 1. 1. 2005 till 31. 12. 2005 the reimbursement of the royalty is lower exceptionally and amounts to 7.5% of the net price of download but not less than 28.40 SIT / 0.12 € .

II. PUBLIC BROADCASTING

The amount of the royalty for public broadcasting shall be determined by the agreement with the Users or their associations. In determining the amount of payment the following standards, accepted by the International Confederations of Authors' and Composers' Societies (CISAC) and recommended by the World Intellectual Property Organization (WIPO), shall be taken into consideration:

a) That the payment of copyright shall be proportional to the importance of the use of author's works in the activity of the User;

b) That for the use of 100% protected repertoire one has to pay 10% of copyright.

If from the documentation it is not possible to determine the revenues, which refer to the activity of the radio station or if they are unproportional with the usual costs of the radio programme, SAZAS shall determine the payment of the royalty in regard with the kind of the station and the area of audibility of a radio or a television programme and the magnitude of the cable network as follows:

1. Non-commercial radio stations – 9.94 SIT / 0.04 for each listener.

The royalty shall be paid monthly.

The minimum royalty shall amount to 79,529.18 SIT / 331.87 € .

2. Commercial radio stations – 19.88 SIT / 0.08 € for each listener.

The minimum royalty shall amount to 298,234.44 SIT / 1,244.51 € .

The royalty shall be paid monthly

3. Digital radio stations – 23.20 SIT / 0.10 € for each Contracting authority.

The minimum royalty shall amount to 430,783.08 SIT / 1,797.63 € .

The royalty shall be paid monthly.

4. Television stations – 13.25 SIT / 0.06 € for each viewer.

The minimum royalty shall amount to 198,822.96 SIT / 829.67 € .

The royalty shall be paid monthly.

5. Television by request – 16.57 SIT / 0.07 for each Contracting authority.

The minimum royalty shall amount to 238,271.96 SIT / 994.29 € .

The royalty shall be paid monthly .

6. Cabel broadcasting – equal criteria shall be valid as for the broadcasting through earth antennas. The royalty shall be paid monthly.

7. Cabel retransmission – the minimum royalty shall amount to 66.27 SIT / 0.28 € per Contracting authority.

The royalty shall be paid monthly.

The aforementioned criteria shall be taken into consideration also in cases if a relation between SAZAS and the User are not defined by the agreement.

III. LETTING AND PUBLIC HIRING OF PHONOGRAMS OR VIDEOGRAMS

IV-A/ LETTING OF PHONOGRAMS AND VIDEOGRAMS

The royalty for letting phonograms shall be:

- 5% of the price of letting, per letting and per issue.

The royalty for letting videograms amounts to:

-2% of the letting price, per letting and per issue.

IV-B/ PUBLIC HIRING OF PHONOGRAMS AND VIDEOGRAMS

The royalty for public hiring of phonograms or videograms shall amount to:

- 13,254.86 SIT / 55.31 € annually.

These Rules shall enter into force on 1. 1. 2007.

On 1. 1. 2007 the Rules on communication to the public of musical works (published in the Official Gazette of the Republic of Slovenia, No. 28/1998) shall cease to be valid.

Society SAZAS shall issue the receipts in SIT/EUR to the Users for the use of author's musical works from 1. 1. 2007 on.

Pursuant to the Article 11 the value of the tariff shall be adjusted with the officialy published data on retail price index.

Ref. No. PR 26-961

Ljubljana, 21. 12. 2006

The Chairman of the Management Board of Society SAZAS
Matjaž Zupan