



Music on Trains

Tariff 'TR' (2008.10)



Effective from 1st October 2008 to 30th September 2009
(Also showing the previous edition's details in brackets)

1. Scope of tariff

This tariff applies to performances of copyright music within the Society's repertoire* by mechanical/electronic means, whether by loudspeakers or wireless or cable-diffused systems with headsets in train carriages

It does not extend to music on railway station platforms or concourses.

2. General conditions

This tariff is subject to the Society's General Conditions Applicable to Tariffs and Licences, available on request from the Society*.

3. Royalty rates

Where PRS music is used without a licence having first been obtained, 50% will be added to the standard royalty charged and payable for the first year of the new licence (the 'higher royalty').

Otherwise, the following rates of charge apply to all royalties falling due between 1st October 2008 and 30th September 2009 inclusive of both dates.

Royalty per carriage	Standard royalty
3.1 where less than 75% of the rolling stock is fitted with a music system.....	£2.23 per day (£2.14 per day)
3.2 where 75% or more of the rolling stock is fitted with a music system	£1.67 per day (£1.61 per day)
3.3 for any rolling stock fitted with a news-based system <i>only</i> (calculated as 40% of the rate in 3.1)	£0.891 per day (£0.857 per day)
3.4 Minimum royalty The minimum <i>overall</i> royalty charge for a licence continuing from year to year or for an occasional licence-permit is	£26.00 (£25.00)

* See Definitions, section 6

4. Value Added Tax

Every Licensee under the Society's tariffs will pay to the Society in addition to the royalty due, a sum in respect of Value Added Tax calculated at the relevant rate on the royalty payable.

5. Inflation adjustment

Every year on 1st October, the monetary sums in this tariff will be adjusted for inflation. The adjustment formula will apply to the standard rates the mean (to the nearest whole percentage point) of the percentages by which the Retail Prices Index and the Average Earnings Index (unadjusted) change in the year to the previous May.

May is the latest month prior to the anniversary date for which figures are likely to be published for both indices.

After application of the percentage adjustment the royalty rates in section 3 will be rounded to the nearest penny, with the exception of section 3.3 which will be rounded to the nearest tenth of one penny. The higher royalty rates (explained in section 3) are the standard royalty rates plus 50%.

All royalties are charged at the royalty rate in force at the beginning of the licence-year.

6. Definitions

- **background, electronic or mechanical music** means music performed by means of: a compact disc, record, or tape player (audio or video); by radio or television, or any other mechanical/electronic device for playing musical works (but not a machine such as a jukebox, capable of being operated by the insertion of a coin, token or card); operated on the premises or relayed through a loud-speaker(s) from another part of the premises or a source outside the premises.
- **the Society** means the Performing Right Society Limited.
- **the Society's repertoire** means all and any musical works (including any words associated therewith), the right of public performance in which is controlled by the Society or by any of the societies in other countries with which the Society is affiliated.