



सत्यमेव जयते

File No.- 03-05/2017-CO

Government of India
Ministry of Commerce & Industry
DIPP
Copyright Office

G-30, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066.

Date: 10.04.2017

Interim Statutory License u/s 31 D (1) of the Copyright Act, 1957.

License No.- 01 of 2017.

I, Jagdish Swaroop, Deputy Registrar of Copyrights, on direction of Registrar of Copyrights under delegated powers, in pursuance of the order of the Hon'ble Punjab and Haryana High Court passed on March 14, 2017 in COCP No- 622 of 2017 (O&M), Inderjit Singh and Anr. Vs. Ramesh Abhishek and Anr. And in disposal of application dated 24.03.2017 filed before the Registrar of Copyrights and Secretary, DIPP by Sh. Inderjit Singh, M/s. Kuku and Koyal Internet, Ludhiana hereby grant an interim license to M/s. Kuku and Koyal Internet, Ludhiana (licensee) u/s 31 D (1) of the Copyright Act, 1957 towards an interim relief for conducting the business of internet broadcasting for communicating such work as desired by the licensee recorded in Sound Recordings in the repertoire to the public by internet broadcasting on revenue sharing basis subject to following terms and conditions as per order of the Copyright Board u/s 31 (1) (b) of the pre-amended Copyright Act, 1957 dated 25.08.2010:

a). 2% of net advertisement earnings accruing from the business of internet broadcasting shall be set apart by the licensee for pro rata distribution limited in proportion to the music provided by the respective music providers and internet broadcast by the licensee. The licensee shall be deemed to be a music provider for the music provided by it or received by it free of cost and broadcast. For arriving at "net advertisement earnings", all Government and municipal taxes paid, if any, and commission paid towards the procurement of such advertisements to the extent of 15% of such advertisements earning shall be excluded;

b). The licensee shall furnish within a week of grant of this license a bank guarantee for Rs. 10,000/- in favour of concerned music provider. However, the sum of such bank guarantee shall be revised within two weeks after the close of every quarter of the year to such sum for which the licensee was liable for payment of compensation



for that quarter. Quarter of a year means a period of three months ending on the last day of March, June, September and December of the relevant year;

c). If the Licensee fails to revise the bank guarantee in terms of clause (b), the concerned music provider shall be at liberty to cancel the license without giving any notice and recover the remaining dues from the available bank guarantee;

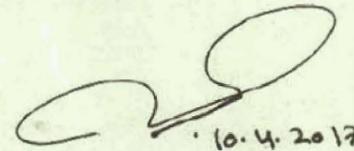
d). Payment of compensation by the Licensee to the concerned music provider for a month shall be made by 7th day of every month following the month to which payment relates. The licensee shall also furnish along with the payment the date wise details of the periods for which the music relating to the concerned music provider has been used for the month. However, payment for the period beginning with the grant of license and ending on 30th June, 2017 shall be made in lump sum by 7th July, 2017;

e). For any delayed payment for a month beyond 7th of the following month, interest at the rate of 1% per month or a part of month shall be payable;

f). In case payment is not made by the Licensee for consecutive two months the concerned music provider herein shall be entitled to cancel the license by giving notice of one month and recover the remaining dues from the bank guarantees;

g). The Licensee may, by giving notice of one month and after making payment of all sums due, cancel this license;

h). The validity of this interim statutory license is up to April 2020 or till the further orders passed by reconstituted Copyright Board under section 11 of the amended Copyright Act in this regard, whichever event occurs early.



(Jagdish Swaroop)

Dy. Registrar of Copyrights

(JAGDISH SWAROOP)
Licensing Officer & Dy. Registrar of Copyrights
Govt. of India
Min. of Commerce & Industry
Deptt. of I.P. & P.
New Delhi

Dated: April 10, 2017

