



Ghana Music Rights Organization

A Company Limited by Guarantee – Established in 2010 Under L.I. 1962
 Affiliated to the International Confederation of Societies of Authors and Composers – CISAC

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**TARIFF FOR HOTELS, GUEST HOUSES, RESTAURANT & CAFES
 (Tariff “HR”)**

Effective from 1st April 2018

1. Scope of Tariff

This tariff applies to the public performance of copyright musical works and sound recordings within the *Society's repertoire** at hotels, guest houses, restaurants, cafes, banqueting suites and similar multi-roomed premises.

2. Exclusions

Licensees will pay the Society's charges in respect of any performances excluded from this tariff, in accordance with the appropriate tariff or tariffs.

3. General Conditions

- 3.1 This tariff applies only to performances of music covered by a licence from GHAMRO, obtained before public performance commences. Any performances not so covered will be assessed at double this tariff. GHAMRO is not bound to offer a licence under this tariff in respect of any performance for which application was not made in advance.
- 3.2 The Licence Royalties are calculated by reference to the “grading” of the establishment by the Ghana Tourist Board, number and type of rooms, cost of room and cost of meal.
- 3.3 Where hotel rooms or banqueting suites are let out for functions at which music is provided either by the management of the premises or by the lessees themselves, the royalty fees for such functions are calculated separately on capacity basis.
- 3.4 GHAMRO reserves the right to make such variations in this tariff as it considers appropriate when licensing premises or performances which, in its opinion, do not fall within the scope of this tariff.

4. Royalty Rates

Where a Society's Licence has been applied for and obtained before musical performances commence, the following royalty rates will be charged and be payable for the first year of the licence.

4.1 Live Music

- 4.1.1. Where total *annual expenditure on the provision of music** by performers/bandsmen is ₵6,000 or more, or when performances are seasonal ₵1,500 a week the royalty is **6% of such expenditure**
- 4.1.2. For performances where the total annual expenditure on the provision of music by performers/bandsmen is less than ₵6,000 or, when the performances are seasonal ₵1,500 per week

and/or

- 4.1.3 for performances of live music where the Licensee incurs no expenditure, such as letting or banqueting functions where the hirer provides his own music, the royalty per function/event for a minimum of 30 seating capacity will be: -

STAR	1	2	3	4	5
MINIMUM	500	750	1,000	1,200	1,500

where the seating capacity is in excess of 30 seating capacity - for each additional 20 seating capacity (or part thereof) 50% the of the above assessment will be added.

- 4.1.4 For ***karaoke performances**** and all other featured performances by ***record, compact disc or tape player**** primarily for entertainment by means of discotheque equipment or otherwise for dancing at discos, ordinary dances, dinner dances, supper dances, banquets and similar functions with musical entertainment, the royalty per function/event for a minimum of 30 seating capacity will be:

STAR	1	2	3	4	5
MINIMUM	408	492	575	658	742

where the seating capacity is in excess of 30 seating capacity - for each additional 20 seating capacity (or part thereof) 50% the of the above assessment will be added.

- 4.2 ***Film and Video Shows***

For performances (whether by means of the soundtrack or otherwise) during film or video shows in a room or place being specially used for the primary purpose of video or cinema exhibition, the royalty per function/event for a minimum of 30 seating capacity will be: -

STAR	1	2	3	4	5
MINIMUM	208	250	292	333	417

where the seating capacity is in excess of 30 seating capacity - for each additional 20 seating capacity (or part thereof) 50% the of the above assessment will be added.

- 4.3 ***Exhibitions, Trade & Fashion Shows, etc.***

For performances of music at events such as exhibitions, trade & fashion shows, the DAILY royalty for a minimum of 30 seating capacity will be: -

STAR	1	2	3	4	5
MINIMUM	250	375	500	625	750

where the seating capacity is in excess of 30 seating capacity - for each additional 20 seating capacity (or part thereof) 50% the of the above assessment will be added.

- 4.4 ***Background Music* in Lounges, Bars, Restaurants, Dining Rooms and Other Rooms*** for the General use of Guests or Customers, the royalty per 250 days per annum for a minimum of 30 seating capacity will be:-

STAR	STAR 1	STAR 2	STAR 3	STAR 4	STAR 5
MINIMUM	292	333	375	667	717

where the seating capacity is in excess of 30 seating capacity - for each additional 20 seating capacity (or part thereof) 50% the of the above assessment will be added.

- 4.5 ***Background Music in Hotel Bedrooms, Corridors and Foyers***, the royalty per 250 days per annum PER ROOM will be:-

STAR	STAR 1	STAR 2	STAR 3	STAR 4	STAR 5
MINIMUM	0,125	0,167	0,250	0,417	0,500

for music in bedrooms, the royalty is calculated by reference to the number of rooms fitted for such musical performances, and where music is performed in foyers and/or corridors;

the maximum annual royalty FOR THIS SECTION is the equivalent of that for 60 bedrooms.

- 4.6 ***Background Music in Hotel Bedrooms for Budget Hotels***, the royalty per 250 days per annum PER ROOM will be:-

ROOMS	1 – 10	11 – 20	21 -30	31 – 40	41 - 50	51 – 60	60 +
FEE PAYABLE	167	208	250	292	333	375	417

5. Inflation Adjustment

The minimum royalties payable under this tariff will be adjusted on the 1st of January 2019 and on each anniversary of the tariff by the mean (to the nearest whole percentage point) of the percentages by which the Consumer Price Index has changed.

After application of the adjustment any expenditure threshold figure and the royalty rates will be rounded to the nearest ¢1.

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

6. **Definitions**

- * “The Society’s repertoire” means all and any musical works (including and words associated therewith) and sound recordings, the rights of public performance which are controlled by the Society or by any of the societies/organizations in other countries with which the Society is affiliated.
- * “annual expenditure on the provision of music” means the total of
 - gross salaries, wages, expenses or other emoluments paid to performers/bandsmen (excluding disc jockeys);
 - gross fees paid to third parties for the services of performers/bandsmen.
- * “Background music” means music when performed by a record, compact disc, or tape player, or a radio, television set or similar devices operated on the premises or diffused through a loud speaker/screen from another part of the premises or a source outside the premises, otherwise than by live/featured performances or music performed by performers/musicians.
- * “capacity” - where the accommodation of a room is limited to seating, the capacity shall be the total number of seats available in that room
 - where, for example in the case of discotheque performances, there is no formal means of calculating the accommodation limit of a room the capacity shall be the maximum number of persons which can reasonably be accommodated in the room or permitted by under any regulations by Fire Authorities.
- * “karaoke performances” means those performances given by unpaid singers in conjunction with specially produced recorded music, with or without the provision of video-presented synchronised lyrics.
- * “record, compact disc or tape player” means any gramophone, compact disc, tape or cassette player, electronic audio file or other contrivance for playing musical works, except:
 - a contrivance, such as a juke box, capable of being operated by the insertion of a coin or token
- * “video juke box” means a machine for playing recorded music synchronised with a video or similar visual display and capable of being operated by the insertion of a coin or token.

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