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At the general meeting of 25 August 2020, in accordance with Article 25(1) of the Collective Management of Copyright and Related Rights Act (hereinafter referred to as 'ZKUASP'), the IPF, k.o. general assembly of members adopted the following

STATUTE

Name, registered office and business address

Article 1

The name of the collective management organisation shall be Zavod za uveljavljanje pravic izvajalcev in proizvajalcev fonogramov Slovenije, k.o. (hereinafter referred to as 'the CMO').

For international business purposes, the CMO shall use the following translation of its name: Collective management organisation of performers and phonogram producers of Slovenia, k.o.

The short name of the CMO in the Slovenian and English languages shall be IPF, k.o.

The CMO's registered office shall be at Šmartinska cesta 152, Ljubljana.

The CMO's business address shall be Šmartinska cesta 152, Ljubljana. Possible business address changes shall be decided by the management.

With the exception of the relationships based on representation agreements with foreign CMOs, the CMO and its bodies shall operate in the Slovenian language.

The management shall specify the CMO office hours and publish such information on its website.

Purpose and objective

Article 2

The purpose and objective of the CMO's operation are the collective management of rights of performers and phonogram producers in accordance with ZKUASP and a valid permit issued by the Slovenian Intellectual Property Office (hereinafter also referred to as 'the competent authority').

Types of protected works and rights the CMO manages

Article 3

On behalf of the holders of the rights of the performers, whose performances are fixed in phonograms, and the holders of the rights of the phonogram producers, the CMO, based on the permit issued by the competent authority, collectively manages the following rights in the phonograms already published:

- right to remuneration for broadcasting and communication of a phonogram to the public,
- right of reproduction of phonograms for private or other internal use,
- right of rental of phonograms,
- right of reproduction and right of broadcasting and communication of phonograms to the public in advertisements in duration of up to 60 seconds.

According to the permit issued by the competent authority, in regard to the reproduction of phonograms for private or other internal use by means of sound recording, the CMO merely distributes rights revenue among the performers and phonogram producers.

Article 3a

Based on the permit issued by the competent authority and a rights holder mandate, the CMO, on behalf of the holders of the rights of the performers, whose performances are fixed in phonograms, and the holders of the rights of the phonogram producers, collectively manages also the following rights in the phonograms already published:

- right of reproduction of phonograms for the purpose of users conducting their business by means of:
 - reproduction of phonograms to be used in non-material form (communication to the public), which includes digital downloads/ storing phonograms in digital systems - downloading/ storing a master (original) phonogram copy in a digital system for managing content (storing copies as electronic files on a user's hard disk or server or long-term storage of a copy in a user's content library)
 - reproduction of phonograms for making and marketing content or programmes to TV and radio broadcasting organizations and third parties
- right of transformation of phonograms for the purpose of use in non-material form (communication to the public). This right shall not include the right to incorporate a phonogram in a new audio-visual work or advertisement.

Activity

Article 4

Within the framework of its activity, the CMO shall:

1. permit the use of the works from its repertoire under similar conditions for similar types of uses;
2. negotiate in good faith with representative associations of users and conclude common agreements with them;
3. publish common agreements and inform users about applicable tariffs;
4. conclude representation agreements with foreign CMOs and publish them;

5. control the use of protected phonograms from its repertoire;
6. issue invoices to users for the use of protected phonograms from its repertoire and collect and recover rights revenue;
7. distribute collected rights revenue to entitled rights holders in accordance with predetermined rules on the distribution and payment of collected rights revenue;
8. pay allocated rights revenue to entitled right holders, and
9. seek protection of the rights of performers and phonogram producers before courts and other state authorities in accordance with the permit issued by the competent authority and submit the invoices for rights so enforced to the right holders.

Notwithstanding the preceding paragraph, the CMO may perform administrative and technical tasks related to the collective management of rights referred to in points 5 and 7 of the preceding paragraph for another collective management organisation.

The CMO may transfer its administrative and technical tasks related to the collective management of rights referred to in points 5 and 7 of Article 4(1) to another collective management organisation or company.

Such outsourced service provider shall be subject to the supervision of the management. A contract with an outsourced service provider shall specify the tasks transferred by the CMO to the outsourced service provider. The contract and its amendment shall enter into force upon approval by a general assembly of members with a majority of at least three quarters of the voting rights present at a general meeting. The contract with an outsourced service provider shall be terminated by the management.

Article 5

The CMO shall operate without a seal or a stamp.

Article 6

The rights holders shall be able to manage their right to publicly perform a particular non-theatrical musical work by means of a particular phonogram individually, if they hold exclusively all copyright and related rights for such use.

The rights holders shall be able to invoke the exemption from the preceding paragraph if the CMO managing the rights is notified thereof not later than 15 days prior to the use of an individual phonogram.

Users of the phonograms, for which the exemption in accordance with this Article has been invoked, shall be required to send relevant information on the use of such phonograms to the CMO and, according to the Article 48(4) of ZKUASP, provide data on the phonograms used (title, performer, time and date of use, number of uses). If the manner of providing data according to this Article is further specified in common agreements with representative user associations, all such common agreements provisions shall also be applied.

Management bodies

Article 7

The management bodies of the CMO shall be:

- the general assembly of members,
- the management, and
- the supervisory board.

General assembly of members

Article 8

The general assembly of members shall consist of all members of the CMO. They are classified into two categories according to the type of rights they hold:

- the performers' rights holders
- the phonogram producers' rights holders

The CMO shall in all cases prioritise the rights holders exercising their rights directly over the same rights being exercised by a proxy.

Membership requirements – performers

Article 9

Any performers' rights holder, a person representing such rights holder, a performers' rights holders association or another CMO, managing some of the performers' rights holders' rights listed in Article 3 shall be able to become a member of the CMO if the following cumulative requirements are satisfied:

1. the applicant submits a mandate form to the CMO that includes at least the following data:
 - a. name, surname and address, or company name and business address,
 - b. tax ID number, and
2. at least one of the following requirements is satisfied:
 - a. the applicant received at least 5.00 € from the performers' distribution fund for each individual year based on the last three consecutive annual rights revenue distributions, or
 - b. the applicant holds the performers' rights in performances fixed in at least 10 phonograms.

Original performers' rights holder definition

Article 10

An original performers' rights holder is a performer whose own performance is fixed in a phonogram published for commercial purposes.

Non-original performers' rights holder definition

Article 11

A non-original performers' rights holder is a natural or legal person that has acquired the performers' rights exclusively on the basis of a legal transaction or as a result of a judicial decision.

Voting rights – performers

Article 12

The number of votes at the general meeting shall be allotted to the performers' rights holding members according to the provisions of this Statute. The performers' rights holding members shall each have 1 vote and shall be allotted additional votes on the basis of their average share of the performers' rights holders' distribution fund in the last three consecutive annual distributions, by means of which:

- 4 additional votes shall be allotted to the performers' rights holders with an average share of 1-2%,
- 9 additional votes shall be allotted to the performers' rights holders with an average share of more than 2%.

The first regular annual distribution shall be the first rights revenue distribution for a specific exploitation period.

The management shall notify the performers' rights holding members regarding the number of their votes following a procedure in a manner and under conditions set out by this Statute for the CMO membership notifications and terminations.

Becoming new members, the rights holders shall receive a membership notification from the management that shall include the information on their current number of votes for voting at the general meetings.

Membership requirements – phonogram producers

Article 13

Any phonogram producers' rights holder, a person representing such rights holder, a phonogram producers' rights holders association or another CMO, managing some of the phonogram producers' rights holders' rights listed in Article 3 shall be able to become a member of the CMO if the following cumulative requirements are satisfied:

1. the applicant submits a mandate form to the CMO that includes at least the following data:
 - a. name, surname and address, or company name and business address,
 - b. tax ID number, and
2. at least one of the following requirements is satisfied:
 - a. the applicant received at least 30.00 € from the phonogram producers' distribution fund for each individual year based on the last three consecutive annual rights revenue distributions, or
 - b. the applicant holds the phonogram producers' rights in at least 100 phonograms.

Voting rights – phonogram producers

Article 14

The number of votes at the general meeting shall be allotted to the phonogram producers' rights holding members according to the provisions of this Statute. The phonogram producers' rights holding members shall each have 1 vote and shall be allotted additional votes on the basis of their average

share of the phonogram producers' rights holders' distribution fund in the last three consecutive annual distributions, by means of which:

- 4 additional votes shall be allotted to the phonogram producers' rights holders with an average share of 1-2%,
- 9 additional votes shall be allotted to the phonogram producers' rights holders with an average share of more than 2%.

The first regular annual distribution shall be the first rights revenue distribution for a specific exploitation period.

The management shall notify the phonogram producers' rights holding members regarding the number of their votes following a procedure in a manner and under conditions set out by this Statute for the CMO membership notifications and terminations.

Becoming new members, the rights holders shall receive a membership notification from the management that shall include the information on their current number of votes for voting at the general meetings.

Records on members and their protected phonograms

Article 15

A submission of the mandate form to the CMO shall also be deemed an application for the CMO membership, unless expressly indicated otherwise by the rights holder. The CMO shall decide on the membership application within 30 days from the receipt of the mandate form. Should the CMO refuse to grant membership, the reasons thereof shall be given to the rights holder in writing.

Article 16

The CMO shall keep up-to-date records of its members that shall include:

- name, surname and address or company name and business address,
- other contact details for the purpose of identification and location of the rights holder (e.g. mobile phone number, e-mail address, etc.),
- tax ID number,
- number of member's voting rights,
- total number of members, and
- total number of voting rights.

Simultaneously, it shall keep up-to-date records of the rights holders that do not wish to become its members or do not meet all the CMO membership criteria.

The records of the members and rights holders shall be available on the website of the CMO and shall be accessible to its members, the rights holders whose rights are under its management and the competent authority, with the exception of the addresses, tax ID numbers of natural persons and contact details.

The members are required to provide the personal data listed in paragraph 1 of this Article, including any other data required for the rights revenue payment and related tax liabilities, even without any prior request. Furthermore, they are required to inform the CMO of any changes immediately.

Article 17

The members and other holders of rights in phonograms are required to submit to the CMO the data on phonograms that allows phonogram identification upon its use and rights revenue allocation to the entitled rights holders.

Membership renewal and termination

Article 18

The membership shall be tacitly renewable. A rights holder shall remain a member until membership termination.

The CMO membership shall cease in the following cases:

- death of a member or termination of a legal person that is a member, or
- termination of the CMO, or
- membership withdrawal by a member submitting a notice of withdrawal, or
- non-compliance with the membership requirements defined in this Statute.

Exercising member rights at the general meeting

Article 19

All CMO members shall have the right to participate and vote at the general meeting under the conditions provided in this Statute and ZKUASP.

The members shall vote in accordance with the voting rights they are entitled to according to this Statute.

Participating at the general meeting or exercising membership rights, a legal person shall be represented by its legal representative, as defined by the provisions of law regulating the legal form of a legal person, or another person duly authorised by the before mentioned representative, if proper authorisation is provided.

The legal representative of a legal person and an appointed proxy shall demonstrate their responsibility to represent a legal person and/or eligibility to sign a proxy form by providing a copy of an entry for the legal person from the register including the information on the legal representative.

In accordance with their rights that are collectively managed by the CMO, each of the general assembly members shall be represented only once at a particular general meeting.

Verification of compliance with membership requirements and votes number assessment

Article 20

An invitation to the general meeting by the management shall include also the data on the member's number of votes.

Acquisition and loss of member rights

Article 21

If the rights holders comply with the requirements or no longer fulfil the CMO membership requirements, the CMO shall notify them of its decision on membership approval or termination in writing.

The decision defined in the preceding paragraph must include justification.

Article 22

The rights holder may appeal against the decision defined in Article 21(1) within 8 days of the receipt.

The appeal defined in the previous paragraph shall be lodged at the CMO business address during its business hours, by registered mail, or in a secure electronic format, as advised by the management.

The management shall decide on the appeal within 30 days of the receipt.

The management's decision on the appeal is final and shall be sent to the rights holder.

Article 23

In the appeal against the decision on the CMO membership approval, the rights holders may declare explicitly they do not wish to become its members. The rights holders may submit such declaration already when submitting their data or phonogram data using the forms provided.

The rights holders shall submit the declaration referred to in the previous paragraph following a procedure and in a manner otherwise prescribed for lodging an appeal against the CMO's decision on membership termination.

Based on receipt of such declarations, the CMO shall delete the rights holders' data from its records of members and cease verifying their membership requirements compliance. The membership requirements compliance for such rights holders shall be verified only upon their specific request to become members.

There is no time limit for submitting the declaration referred to in Article 23(1); it shall, however, be in effect from the moment the CMO receives it.

Article 24

The members shall begin exercising their member rights after the approval of the membership application referred to in Article 15 of this Statute. In case of membership termination, the member rights shall cease after a final conclusion that an individual member no longer fulfils the membership requirements or does not wish to be a member.

General meeting

Article 25

The general assembly of members shall operate and decide at general meetings which shall be convened at least 15 days prior to the meeting. A general meeting shall be conducted by the chairperson of the general meeting.

A general meeting shall be convened in cases specified by the ZKUASP and/or this Statute or when in the best interests of the CMO and in any case at least once a year.

Article 26

A general meeting shall be convened by the management. If the management does not convene the general meeting or does not convene it within the time limits specified by the ZKUASP and/or this Statute, the general meeting shall be convened by the supervisory board.

A general meeting shall also be convened upon request of the CMO members holding at least five percent of all voting rights, if their request for convening includes the general meeting agenda, proposed resolutions and all materials necessary to address the proposed topics according to ZKUASP.

Upon request referred to in the previous paragraph, the management, following the time limits defined in this Statute, shall convene the general meeting as soon as possible and not later than within two months from the date the request was submitted.

The CMO shall forward the general meeting notice, specifying the agenda and proposed resolutions, to all its members. The notice shall also be published on the website of the Agency of the Republic of Slovenia for Public Legal Records and Related Services (hereinafter referred to as 'AJPES') and on the CMO website.

All CMO members shall be sent an invitation to the general meeting. The method of inviting the members shall be determined by the management.

Article 27

A general meeting shall be conducted by the chairperson of the general meeting, appointed at the general meeting itself.

The general assembly shall also appoint a minute taker, who must be a notary.

Quorum and resolutions

Article 28

At each general meeting, a quorum shall be determined for the individual categories of rights holders.

At least 50 votes from the performers' rights holding members and at least 50 votes from the phonogram producers' rights holding members present at the beginning of the general meeting shall constitute the general assembly quorum.

If the quorum referred to in the previous paragraph is not attained at the beginning of the general meeting, at least 20 votes from the performers' rights holding members and at least 20 votes from the

phonogram producers' rights holding members present at the assembly meeting 10 minutes after its beginning shall be required to constitute the general assembly quorum.

Each issue discussed at the general meeting shall be decided on by the performers' rights holding members and the phonogram producers' rights holding members separately.

Article 29

Only the members of the category of rights holders to which an issue is related shall be required to decide on it.

A decision regarding issues relating to the CMO as a whole and issues concerning both categories of rights holders shall be adopted if:

- the majority of members of each category of rights holders vote for it,
- the level of the general meeting ensures the majority as is required by ZKUASP.

Only the members who have granted the mandate to the CMO to manage their rights referred to in Article 3a of this Statute shall be required to decide on issues regarding the holders of the rights referred to in Article 3a of this Statute.

Basic general assembly operation provisions

Article 30

Prior to the publication of the notice convening the general meeting, the convener shall publish the agenda, proposed resolutions and materials for the general meeting on the CMO website.

Article 31

All the materials for the general meeting shall be available on the CMO website from the date of the general meeting notice publication and shall also be available to be examined in person at the CMO registered office during its business hours.

Proxy representation at general meetings

Article 32

According to this Statute, ZKUASP, the Companies Act, the Obligations Code, and other applicable legislation related to authorisation, a CMO member shall have the right to appoint any other person as a proxy to participate in and vote at the general meeting on his or her behalf, provided that such appointment does not result in a conflict of interest.

At the general meeting, the proxy shall enjoy rights equal to those enjoyed by the appointing member. The proxy shall cast votes in accordance with the instructions issued by the appointing member. Such instructions shall be clearly indicated in the appointment of the proxy.

Exercising member rights at a general meeting by means of appointing a proxy excludes exercising them in person, and vice versa. The rights holders shall clearly specify the manner of exercising their

rights when confirming their attendance prior to the general meeting. An absence of such clarification shall mean that the members wish to exercise their rights at the general meeting in person.

Article 33

The proxy appointments shall be submitted by the appointed proxies to the CMO at least 3 days prior to the general meeting. The appointments shall clearly indicate the instructions of the appointing members.

The appointments the CMO receives after the end of its business hours on the date of expiry of the period prescribed in the previous paragraph shall be invalid, preventing the proxies to represent the appointing CMO members at the general meeting.

Attendance register and minutes

Article 34

A list of members or their proxies present at the general meeting shall be drawn up for the purpose of an effective exercise of the members' rights and shall indicate their personal names and addresses or company names and registered offices, the number of voting rights held by individual members, the total number of the voting rights present at the general meeting for each category of rights holders, and the total number of the voting rights present at the general meeting.

The minutes of the general meeting shall be taken and shall be signed by the chairperson of the general meeting. The minutes shall indicate the venue and date of the meeting, the total number of voting rights present for each category of rights holders, the total number of voting rights present, any resolutions adopted, and the outcome of any votes. The minutes shall be published on the CMO website within seven days of the general meeting.

Competent authority participation

Article 35

According to ZKUASP, the competent authority may participate in the general meetings but shall have no right to vote.

General assembly powers

Article 36

The general assembly of members shall decide on:

- the adoption of the statute and any amendment thereto;
- the appointment or dismissal of or remuneration and other pecuniary and non-pecuniary benefits accorded to members of the supervisory board;
- the rules on the distribution of collected rights revenue due to rights holders;
- the rules on the use of undistributed amounts of rights revenue;
- the rules on the investment policy with regard to rights revenue investment in bank deposits and the use of resulting income;
- the rules on operating costs;
- the use of undistributed rights revenue;

- the rules on dedicated funds;
- the approval of mergers, the setting-up of subsidiaries and the acquisition of shares in an outsourced service provider;
- the appointment of auditors;
- the adoption of the annual report;
- the approval of a contract with an outsourced service provider and any amendments thereto;
- the approval of the financing plan; and
- other issues referred to in the last indent of Article 25(1) of ZKUASP.

Categories of rights holders and their powers

Article 37

The performers' rights holders shall have an exclusive authority and independent powers to decide on:

- the appointment of three supervisory board members;
- the rules on the distribution of collected rights revenue due to the performers' rights holders;
- the rules on the use of undistributed amounts of rights revenue due to the performers' rights holders;
- the use of undistributed performers' rights revenue;
- the rules on the performers' dedicated funds;
- other issues concerning solely the category of the performers' rights holders.

The phonogram producers' rights holders shall have an exclusive authority and independent powers to decide on:

- the appointment of three supervisory board members;
- the rules on the distribution of collected rights revenue due to the phonogram producers' rights holders;
- the rules on the use of undistributed amounts of rights revenue due to the phonogram producers' rights holders;
- the use of undistributed phonogram producers' rights revenue;
- the rules on the phonogram producers' dedicated funds;
- other issues concerning solely the category of the phonogram producers' rights holders.

Supervisory board

Article 38

The CMO shall have a supervisory body composed of 6 members. Each category of rights holders shall appoint 3 members with the term of office of 4 years, which shall be renewable.

Persons may be appointed members of the supervisory board only if they meet the requirements for management or supervisory body membership prescribed by the act regulating companies.

In performing their tasks, the supervisory board members shall act with the due diligence of good business practice and for the benefit of the CMO, its members and the rights holders whose rights are collectively managed.

Article 39

The performers’ rights holding members shall appoint at least two supervisory board members from the original performers’ rights holders. One supervisory board member may be appointed from the non-original performers’ rights holders or from other candidates chosen by the performers’ rights holding members.

Article 40

The phonogram producers’ rights holding members shall appoint at least two supervisory board members from the original phonogram producers’ rights holders. One supervisory board member may be appointed from the non-original phonogram producers’ rights holders or from other candidates chosen by the phonogram producers’ rights holding members.

Article 41

According to the provisions of this Statute, the supervisory board members shall be appointed from the candidates selected by at least 5 performers’ rights holding members or 3 phonogram producers’ rights holding members.

Prior to convening the general meeting at which the supervisory board members election shall take place, the CMO members shall participate in the election procedure by proposing the candidates. The management shall collect such proposals until and not later than three working days before the publication of the notice convening the general meeting. The management shall invite the rights holders to propose the supervisory board members candidates on the ADMISS website.

Article 42

If the candidate appointment defined in the preceding Article is unsuccessful, the term of office of the remaining supervisory board members shall be extended until the new supervisory board members are appointed at the first subsequent general meeting.

Article 43

If the term of office of one or more, but not all, supervisory board members is terminated earlier, the CMO members shall appoint (a) new supervisory board member(s) from the corresponding category(ies) of rights holders.

The new supervisory board member’s term of office shall cease on the date of expiry of the office term of the supervisory board member she or he has replaced.

The provisions of this Statute referring to the supervisory board members appointment shall apply mutatis mutandis to the supervisory board member appointment referred to in the first paragraph of this Article.

Supervisory board chairperson

Article 44

The supervisory board chairperson shall direct the work of the supervisory board. The members of the supervisory board shall elect a chairperson from among its members every two years, alternating between the two categories of rights holders.

Supervisory board powers

Article 45

In addition to tasks defined in Article 27 of ZKUASP, the supervisory board shall:

- appoint a director;
- decide on the rules of risk management;
- decide on the approval of any acquisition, sale or hypothecation of immovable property;
- decide on the approval of taking out loans or providing security for loans;
- decide on the approval of a proposed tariff or the conclusion of a common agreement, defining the tariff;
- decide on the approval of adopting resolutions at the general meeting of another collective management organisation IPF, k.o. is a member of;
- decide to give consent to the management to complete transactions in the amount above 15,000 € per year as a part of the CMO operating costs.

The provision of the last indent of the preceding paragraph shall not refer to concluding agreements with foreign collective management organisations.

Supervisory board operations

Article 46

The supervisory board meetings shall be convened at least quarterly by the supervisory board chairperson. Using information technology, the supervisory board members may also decide at meetings by correspondence.

Each supervisory board member shall have one vote. The supervisory board shall be in quorum if at least half of its members are present (by correspondence) during decision-making, unless otherwise stipulated in this Statute. A resolution shall be deemed valid when adopted by a majority of the votes cast. In the case of an equal number of votes, the chairperson of the supervisory board shall have a casting vote, unless otherwise stipulated in this Statute.

The minutes of the supervisory board meetings shall be taken and shall be signed by the chairperson of the supervisory board. The minutes of the meetings by correspondence shall be taken by the chairperson of the supervisory board and shall be reviewed at the first subsequent meeting or by correspondence if all members agree on it.

The supervisory board shall adopt its rules of procedure by a majority vote of its members.

Management

Article 47

The management shall direct the business operations of the CMO independently and at its own liability. The management shall represent the CMO and act on its behalf.

The management shall be represented by the director, who is also the legal representative of the CMO.

The term of office of the director shall be for a period of 4 years and shall be renewable.

Working bodies

Article 48

The management shall have the option to appoint working bodies to address different issues concerning the operation of the CMO. The establishment, time and scope of operation of each working body shall be determined by the management.

Director

Article 49

The supervisory board shall determine the requirements for appointing the director of the CMO.

Management reports

Article 50

The management shall report at least quarterly to the supervisory board on the operation and business activities of the CMO, in particular on the total amount of the collected rights revenue and operating costs, with such data being presented in accordance with ZKUASP.

Conflict of interest

Article 51

A supervisory board member cannot be a member of the management, and vice versa.

Financial revenue sources and management

Article 52

The sources of financial revenue for the CMO operation are:

- rights revenue collected by managing the rights in phonograms collectively,
- income from bank deposits,
- its own assets and income arising from such assets,
- income from managing rights revenue for other collective management organisations under representation agreements,
- income from performing administrative and technical tasks for other collective management organisations, which shall be used solely for reduction of its own costs of operation,
- possible other sources, e.g. (but not limited to) donations, monetary gifts, etc.

Article 53

The CMO shall keep separate in its accounts:

- the amounts of rights revenue collected and any income from bank deposits by each category of rights – separate for the performers' rights holders and phonogram producers' rights holders;
- any of its own assets and income arising from such assets and income from managing rights revenue for other collective management organisations under representation agreements by each category.

Dedicated funds

Article 54

The CMO shall set up the Performers' and the Phonogram producers' dedicated funds.

The assets of each fund shall be kept separate in the account of the CMO for each category of rights and type of use.

Within the CMO, the rules on Performers' dedicated fund operation shall be determined by the performers' rights holding members, whereas the rules on Phonogram producers' dedicated fund operation shall be determined by the phonogram producers' rights holding members.

The manner of collecting data on protected works and rights managed by the CMO

Article 55

The CMO shall collect data on the phonograms and rights:

- from the rights holders or their representatives,
- from available international databases,
- from foreign collective organisations,
- by performing its obligations in accordance with Article 35 of ZKUASP.

Phonogram registration

Article 56

The rights holders may authorise the CMO to manage their rights in a particular work collectively, for a particular territory or a particular type of rights. They may also revoke the mandate in the same manner. The mandate revocation shall take effect after the end of the accounting year.

The phonogram data required to be submitted to the CMO for the purpose of rights revenue allocation shall be:

- title,
- name of the main artist or soloist,
- ISRC,
- duration,
- year and country of recording,
- date and country of first release,
- album/ release title,
- year and country of album release,
- label,
- phonogram producer data (name or company name, tax or other ID number, share of rights in %),
- performer data (name, tax or other ID number, performer role, performer type, share of rights in %).

The performer data required to be submitted to the CMO for the purpose of rights revenue payment and related tax liabilities shall be:

- name and surname,
- date, town or city, and country of birth,
- permanent or temporary place of residence,
- contact details (telephone number, e-mail address),
- tax or other ID number and citizenship,
- bank account number and bank holding the account.

The data referred to in the first two paragraphs of this Article shall generally be submitted by the phonogram producer; it may, however, be submitted also by the performer.

The data on the phonogram producer shall be submitted to the CMO by the phonogram producer or phonogram producer's rights holder.

The phonogram producer data required to be submitted to the CMO for the purpose of rights revenue payment and related tax liabilities shall be:

- name and surname or title of legal person
- date, town or city, and country of birth (for natural persons)
- permanent/ temporary place of residence or registered office (for legal persons)
- contact details (telephone number, e-mail address),
- tax or other ID number and citizenship (for natural persons),
- bank account number and bank holding the account.

The CMO shall obtain the data on foreign phonogram producers who have not authorised it directly or submitted data required for calculation and payment of rights revenue from contractual representatives of the foreign phonogram producers repertoire in Slovenia and other collective management organisations with which the CMO has concluded agreements or contracts.

Rights holders authorised representatives

Article 57

The rights holders may manage their economic rights also by means of authorised representatives.

Such authorised representatives shall be required to submit in particular:

- an authorisation including the data on its scope (authorisation duration, territory, type of rights and use, etc.),
- the beneficiary data necessary for allocation and payment according to the Performers' rights revenue distribution rules and Phonogram producers' rights revenue distribution rules,
- list of phonograms with performances to which the authorisation from the first indent of this paragraph refers,
- a declaration stating that the representative shall be criminally liable and liable to pay compensation in case false or incorrect data and facts are submitted.

Article 58

Filing an application for registration of a phonogram or performance, only true and complete data should be submitted. The applicant shall guarantee the data provided is correct and shall be criminally liable and liable to pay compensation.

The CMO shall not be liable for any incorrect statements of rights revenue due to incorrect or incomplete registration of a phonogram or performance.

The CMO repertoire

Article 59

The CMO manages the rights in all phonograms that enjoy protection provided by the provisions of the legislation of the Republic of Slovenia. The CMO manages the repertoire in electronic form.

The manner of accessing the repertoire

Article 60

At an express request, the CMO shall provide information on whether a particular phonogram is protected.

The actual cost of providing the information referred to in the preceding paragraph shall be borne by the person requesting it.

The CMO repertoire shall be in electronic form, freely and publicly accessible on the IPF, k.o. website. The repertoire shall be regularly updated with data received.

Basic collected rights revenue distribution rule

Article 61

The rights revenue shall be distributed according to the Performers' rights revenue distribution rules and Phonogram producers' rights revenue distribution rules. If possible, the actual use of individual phonograms shall be considered in the process of distribution of the collected rights revenue, in addition to the economic viability of such distribution considering its cost or potential cost of determining the use and acquiring and/ or processing the usage data.

Public nature of work

Article 62

The CMO shall inform the interested public of its operation mainly via its web portal.

Communication with members

Article 63

The CMO shall ensure communication with the rights holders, whose rights it manages, and its members in electronic form, including for the purpose of exercising their member rights.

Rights holders' right of access

Article 64

In response to a duly justified request by a rights holder whose rights are under collective management, a CMO shall forthwith allow the rights holder to access its documents and data.

Prior to accessing the documents and data referred to in the preceding paragraph, the rights holder shall sign a non-disclosure statement. The rights holder shall be criminally liable and liable to pay compensation for disclosure of business data to third parties.

Provision of information to rights holders

Article 65

The CMO shall provide information to individual rights holders by sending notices regarding allocated rights revenue and allowing access to its web portal for the rights holders (e.g. ADMISS).

Informing the public

Article 66

The CMO shall publish on its website the documents and information listed in Article 39 of ZKUASP, which shall be freely accessible to the public.

The CMO shall keep the documents and information referred to in the preceding paragraph regularly updated. The annual report, together with the audit report, shall remain published on the website of the CMO for a minimum period of five years after its adoption.

Dispute resolution

Article 67

A CMO shall ensure that its members, the rights holders and other collective management organisations which are parties to a representation agreement have access to effective dispute resolution in accordance with the existing legislation of the Republic of Slovenia and international umbrella associations and organisations composed of collective management organisations at international level.

Article 68

The CMO members, rights holders, and other collective management organisations, which are parties in representation agreements, shall be able – regardless of the possibilities the existing legislation of the Republic of Slovenia offers – to lodge a complaint with the management regarding the rights management authorisation, membership requirements, compensation collection and rights revenue distribution, and the organisation operation costs.

A person required to pay compensation for the use of phonograms shall also be able to lodge a complaint; however, only regarding the compensation collection.

Complaints shall include an explanation, evidence the complainants are able to acquire, request for evidence to be carried out by the management during the complaint resolution and/ or evidence obtaining process the complainants, if so demonstrated, are not able to acquire by themselves.

The complaint shall be lodged not later than within 60 days from finding the alleged infringement or irregularity. The management shall decide on the complaint within 60 days from the day of the receipt of the complaint and send its decision in writing to the complainant or inform the complainant within the same time frame of the delay of the decision due to circumstances which shall be explicitly referred to and described. In such cases a tentative deadline for making the decision shall be provided.

When the complaint is not upheld, the management shall state the grounds for such a decision.

The management's decision on the complaint is final.

Relationship between the CMO and its founders

Article 69

As long as IPF, k.o. holds the permit for the collective management of rights, its founders shall obtain no benefits and shall enjoy the same scope of rights as all other rights holders in accordance with ZKUASP and this Statute.

Transitional provision

Article 70

Articles 3a and 29(3) of this Statute shall enter into force at the time of their adoption and shall be applied from the finality of the permit issued by the Slovenian Intellectual Property Office (hereinafter referred to as 'SIPO') to the CMO to manage the rights from Article 3a of this Statute. If SIPO rejects the application and refuses to issue the permit or the CMO withdraws its application or the CMO's permit is finally revoked, the provisions of Articles 3a and 29(3) of this Statute shall cease to be in force.

Final provisions

Article 71

On the day this Statute enters into force, the Statute from 23 August 2019 shall cease to be in force.

Article 72

This Statute shall enter into force on the day of its adoption.