As per Copyright Act No. 185/2015 Coll (subs. as the Copyright Act) as subsequently amended and the Authorisation of Slovak Performing and Mechanical Rights Society to collectively manage musical works copyrights in Slovakia as granted by the Ministry of Culture of the Slovak Republic, Slovak Performing and Mechanical Rights Society (subs. as SOZA) issues this updated and amended Tariff, valid as of January 1, 2025.

TARIFF
OF REMUNERATIONS TO AUTHORS FOR MUSICAL WORKS USE
BY MEANS OF TECHNICAL DEVICES
(public transmission and technical performance of musical works)

1. Scope and Terminology

This Tariff serves to calculate remunerations to authors for their approval/licensing to use copyright protected musical works by public transmission and technical performance by means of technical devices (e.g. radio or TV receiver, CD/DVD/Blu-ray player, jukebox, PC, tablet, smartphone, etc.) in commercial and service providing facilities or establishments or other premises (such as restaurants and other gastronomical establishments, accommodation facilities, recreational establishments or complexes, shops, services providing establishments, means of transport, etc.) For the purposes of this Tariff, the term musical work includes a musical work specifically created for an audiovisual work.

This Tariff is also intended for the calculation of remunerations for B2B services where musical works are made available for use in the premises and facilities of a trade and services or other premises by way of public transmission or technical performance.

Musical works user is a legal or natural person who is the owner/operator of the facility or establishment where the public use of musical works takes place, provided that the legal conditions are met.

Incorrect, incomplete and/or false data on musical works use in a cumulative license agreement (subs. License agreement) are false, incomplete or misrepresented information about facts required to calculate a remuneration to author, in particular false data on extend and purpose of the musical work use, such as information about size of the premises, the category or technical device of the facility or establishment or the number of technical devices, etc.

2. Remunerations to authors

Remuneration rates reflect the use of a non-exclusive license in the Slovak Republic.

In the case of public transmission and technical performance by means of technical devices, the basic variables entering into the calculation of royalties are the category of the establishment, the classification of the establishment, the type of premises, the number of technical devices and the size of the establishment.

Each of the variables takes into account the legal requirements for setting remunerations to authors. In particular, a distinction is made between accommodation, gastronomical, commercial or sports establishments. Within each category, account is also taken of the differences between specific establishments, so that, for example, for accommodation establishments their star rating is taken into account.

In view of the nature of the use of musical works in question, if the contractual relationship is concluded or terminated during the calendar year, this fact is taken into account in the calculation of the remuneration. In such cases, the remuneration will be calculated in an aliquot part. The Tariff also allows for the seasonality of the operation to be taken into account.

The specifics of each use of the protected musical works as well as the exercise of supervision over their use were also taken into account when setting the remuneration rates. The remuneration rates also take into account the economic value of the collective rights management service for the use of protected musical works.

SOZA provides multiple services with added value related to licensing: property rights management for contracted rightsholders/SOZA members, property rights management for other domestic and foreign collective rights management organizations and provides licences for use of subjects of protection to their users. The benefits of collective rights management are:

- it is not necessary to seek and negotiate the licensing with each rightsholder individually for each use of the object of protection;
- it is not necessary to keep the contacts and licensing administration up to date to get the licence;
- significantly easier access to entertainment content (musical works) in order to gain direct or indirect benefits;
- optimisation of operational costs.

SOZA provides the users and rightsholders with added value. Its activity consists of one-time or repeated processes that incur expenses for SOZA. e.g. negotiations and monitoring fulfilment of licence agreements, their exercising and enforcement, collection of remunerations to authors and identification of rightsholders, and distribution of remunerations to SOZA members and to other collective rights management organizations for which SOZA manages the collective rights in the Slovak territory.

Above-mentioned facts, such as economic value of collective rights management services, are reflects in the Tariff.

Basic rate of remuneration to authors for their approval/licensing to use copyright protected musical works is set at a flat rate for a specific type of use as follows:

rate code	*the type of use of musical works*	*category*	*flat rate in € plus VAT/time unit*
	Music for listening (without dancing) reproduced by means of technical devices (excluding jukeboxes)		
1.1.	An audio receiver or player (television set, video player, PC, etc.) in a hospitality establishment (restaurant, canteen, pub, tavern, buffet, taproom, café, bistro, coffee shop, patisserie, wine bar, bar, etc.)	1 – 100 m^2	34.00 € plus VAT/year
1.2.	- " -	101 – 300 m^2	43.00 € plus VAT/year
1.3.	- " -	301 – 500 m^2	51.00 € plus VAT/year
	For each started 500 m2, 34 EUR plus VAT/year is added.		
2.1.	An audio-visual receiver or player (television set, video player, PC, etc.) in a hospitality establishment (restaurant, canteen, pub, tavern, buffet, taproom, café, bistro, coffee shop, patisserie, wine bar, bar, etc.)	1 – 100 m^2	43.00 € plus VAT/year
2.2.	- " -	101 – 300 m^2	51.00 € plus VAT/year
2.3.	- " -	301 – 500 m^2	60.00 € plus VAT/year
	For each started 500 m2, 43 EUR plus VAT/year is added.		
3.1.	Large screen above 120 cm of a hospitality establishment		7.00 € plus VAT/month
3.2.	Large screen above 200 cm of a hospitality establishment		10.00 € plus VAT/month
3.3.	Large screen outdoors	without distinction	127.00 € plus VAT/month
4.1.	An audio receiver or player (radio receiver, tape recorder, gramophone, CD player, etc) in the common area (guest room) of an accommodation establishment (hotel, motel, botel, guest house, hostel, etc.) or medical establishment with accommodation	" ***** " and " **** " (star rating)	26.00 € plus VAT/year
4.2.	- " -	other	17.00 € plus VAT/year
5.1.	An audio receiver or player (radio receiver, tape recorder, gramophone, CD player, etc) in the accommodation area (guest room) of an accommodation establishment (hotel, motel, botel, guest house, hostel, etc.) or medical establishment with accommodation	" ***** " and " **** " (star rating)	9.00 € plus VAT/year
5.2.	- " -	other	6.00 € plus VAT/year
5.3.	Additional loudspeaker in the accommodation establishment	without distinction	4.00 € plus VAT/year

6.1.	An audio-visual receiver or player (television receiver, video player, etc.) in the common area (guest room) of an accommodation establishment (hotel, motel, botel, guest house, hostel, etc.) or of a medical establishment with accommodation	" ***** " and " **** " (star rating)	42.00 € plus VAT/year
6.2.	- " -	other	26.00 € plus VAT/year
7.1.	An audio-visual receiver or player (television receiver, video player, etc.) in the accommodation area (guest room) of an accommodation establishment (hotel, motel, botel, guest house, hostel, etc.) or of a medical establishment with accommodation	" ***** " and " **** " (star rating)	15.00 € plus VAT/year
7.2.	- " -	other	12.00€ plus VAT/year
7.3.	Additional monitor	without distinction	4.00 € plus VAT/year
8.	Music reproduced by any technical device in an elevator or toilets	without distinction	22.00 € plus VAT/year
9.1.	Music reproduced by any technical device in a sports stadium	1 – 1 000 seats	85.00 € plus VAT/year
9.2.	- " -	1 001 – 5 000 seats	169.00 € plus VAT/year
9.3.	- " -	5 001 – 10 000 seats	211.00 € plus VAT/year
9.4.	- " -	10.001 and more seats	254.00 € plus VAT/year
10.	Music reproduced by any technical device in a recreational establishment or comple (swimming pool, skating rink, winter sports complex, etc.)	without distinction	211.00 € plus VAT/year
11.1.	Music reproduced by any technical device in a permanent store (including department stores/shopping malls)	1 – 50 m²	12.00 € plus VAT/year
11.2.	- " -	51 – 200 m²	17.00 € plus VAT/year
11.3.	- " -	201 – 500 m²	34.00 € plus VAT/year
11.4.	- " -	501 – 1.500 m²	85.00 € plus VAT/year
11.5.	- " -	1.501 – 3.000 m²	149.00 € plus VAT/year
11.6.	- " -	3.001 – 4.500 m²	232.00 € plus VAT/year
11.7.	- " -	4.501 – 6.000 m²	338.00 € plus VAT/year
11.8.	- " -	6.001 – 8.000 m²	591.00 € plus VAT/year
11.9.	- " -	8.001 – 10.000 m²	675.00 € plus VAT/year

SLOVAK PERFORMING AND MECHANICAL RIGHTS SOCIETY
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	For each started 2,000 m2, 113 EUR plus VAT/year is added. For an area of more than 20,000 m2, 283 EUR plus VAT/year is added for each started 5,000 m2.		
12.	Music reproduced by any technical device at a petrol station	without distinction	85.00 € plus VAT/year
13.	Music reproduced by any technical device in museums, galleries and art and educational (non-commercial) exhibitions	without distinction	9.00 € plus VAT/month
14.	Music reproduced by any technical device at a sales stand or table	without distinction	26.00 € plus VAT/year
15.1.	Music reproduced on the premises of regularly recurring sales events (marketplace, etc.)	city	17.00 € plus VAT/day
15.2.	- " -	village	9.00 € plus VAT/day
16.	Music reproduced by any technical device on the bus	without distinction	7.00 € plus VAT/year
17.	Music reproduced by any technical device in a rental car (taxi, rent-a-car, etc.)	without distinction	34.00 € plus VAT/year
18.	Music reproduced by any technical device in another means of land passenger transport (train)	without distinction	169.00 € plus VAT/year
19.	Music reproduced by any technical device on the airplane	without distinction	211.00 € plus VAT/year
20.	Music reproduced by any technical device in a service establishment (hairdressers, beauticians, manicure and pedicure salons, sauna, repair shops, travel agencies, betting shops, etc.)	without distinction	26.00 € plus VAT/year
21.	Music reproduced by any technical device in the waiting room, in the lobby, at the reception during the provision of services	without distinction	26.00 € plus VAT/year
22.	Music reproduced in large-capacity garages and car parks	without distinction	211.00 € plus VAT/year
23.	Music reproduced by any technical device in establishment of selected special services: erotic salon, peep-show, etc.	without distinction	254.00 € plus VAT/year
24.	Music reproduced by any technical device in casinos, etc.	without distinction	42.00 € plus VAT/year
25.	Music reproduced by mobile advertising equipment (promotional car with loudspeakers, etc.)	without distinction	22.00 € plus VAT/year
26.	Music played over the telephone from a local telephone exchange	for each single user telephone line	1.00 € plus VAT/month
27.	Music reproduced by telephone as paid-for music audiotext line	for each single line	84.00 € plus VAT/year
28.	Music reproduced by telephone as part of other paid-for audiotext services	for each single line	43.00 € plus VAT/year
29.1.	Music reproduced via local radio (used for announcements, felicitations, etc.)	city	38.00 € plus VAT/year
29.2.	- " -	village	22.00 € plus VAT/year
30.	Music reproduced on the school radio (school break programme)	without distinction	5.00 € plus VAT/month
31.	Music reproduced by any technical device at the fair or amusement park (carousel, shooting gallery, slide, bumper cars, etc.)	without distinction	84.00 € plus VAT/season
32.	Music reproduced by audio technical device in staff areas (offices, schools, etc.)	without distinction	12.00 € plus VAT/year
33.	Music reproduced by audio-visual technical device in staff areas (offices, schools, etc.)	without distinction	20.00 € plus VAT/year

34.1.	Music reproduced by any technical device in production halls, workshops, etc.	1 – 100 m²	26.00 € plus VAT/year
34.2.	- " -	101 – 500 m²	32.00 € plus VAT/year
34.3.	- " -	501 – 1.500 m²	76.00 € plus VAT/year
34.4.	- " -	1.501 – 3.000 m²	140.00 € plus VAT/year
34.5.	- " -	3.001 – 4.500 m²	216.00 € plus VAT/year
34.6.	- " -	4.501 – 6.000 m²	305.00 € plus VAT/year
34.7.	- " -	6.001 – 8.000 m²	534.00 € plus VAT/year
34.8.	- " -	8.001 –10.000 m²	610.00 € plus VAT/year
	For each started 2,000 m2, 77 EUR plus VAT/year is added.		
35.	Sound installation of original music	without distinction	6.00 € plus VAT/day
	Music from jukeboxes		
36.1.	Music from CD jukeboxes (JB) only for listening	1 – 50 pcs	22.00 € plus VAT/month/1JB
36.2.	- " -	51 – 100 pcs	20.00 € plus VAT/month/1JB
36.3.	- " -	over 100 pcs	16.00 € plus VAT/month/1JB
37.1.	Music from DIGITAL (e.g. MP3) jukeboxes (production of reproductions and public performance of musical works) only for listening	1 – 50 pcs	26.00 € plus VAT/month/1JB
37.2.	- " -	51 – 100 pcs	24.00 € plus VAT/month/1JB
37.3.	- " -	over 100 pcs	22.00 € plus VAT/month/1JB
	B2B services – streaming, streaming on demand, enabling downloading on the premises of the establishment		
	In the case of making musical works available for the purpose of subsequent use by way of public transmission or technical performance, the remuneration is:		
38.1.	B2B streaming on demand, i.e. the operator has the possibility to influence the order of musical works or the time of their public transmission/technical performance	12% of the service operator's total gross revenue	but minimum 12.00 € plus VAT per establishment per year
38.2.	B2B streaming, i.e. the operator does not have the possibility to influence the order of musical works or the time of their public transmission/technical performance	5% of the service operator's total gross revenue	but minimum 6.00 € plus VAT per establishment per year

For the purposes of this Tariff, gross revenue means the total revenue for the time period under review from the sale of the Service, subscriptions, memberships, conditional access, advertising space (advertisements), direct offers to the public, donations, grants, sponsorships, other non-refundable financial revenue, as well as in-kind payments and compensation intended for establishments, or other forms of revenue generated in connection with the operation of the service and the use of the license, including barter transactions.

The rates do not include VAT, legal VAT rate will be added.

Special provisions relating to remuneration rates for the accommodation premises (guest rooms) of an accommodation establishment (e.g. hotel, motel, botel, guest house, hostel, etc.) or of a medical establishment with accommodation:

a) the remuneration rate shown in the table above represents the basic remuneration without taking into account the occupancy rate of the accommodation establishment,

b) the amount of remuneration to authors in a particular accommodation establishment shall be determined after taking into account the occupancy rate of the accommodation establishment concerned for the calendar year preceding the calendar year for which the licence agreement for the use of the protected musical works by means of public transmission and technical performance is concluded with the user,

c) for the purpose of taking into account the occupancy of the accommodation establishment according to the point b) above, the user is obliged to prove the occupancy of the accommodation establishment for the calendar year preceding the calendar year in which the licence agreement is concluded with the user by means of an extract from the internal reservation system of the accommodation establishment no later than March 31 of the calendar year in question, otherwise the basic remuneration rate applicable at 100% occupancy rate of the accommodation establishment will be applied,

d) if the user within two consecutive calendar year reports to SOZA the occupancy of the accommodation establishment, which deviates from year to year by more than 15%, SOZA is entitled to carry out an inspection of the reported occupancy in accordance with the provision of § 165 (6) of the Copyright Act and to request from the user all necessary related documentation, while the user is obliged to endure the inspection and to provide the requested documentation,

e) if the user does not allow SOZA to carry out the inspection according to the point d) above, the user is obliged to pay the remuneration in the amount of 100% of the basic remuneration rate,

f) in the case of newly established accommodation establishments put into operations, the amount of remuneration during the first calendar year of their operation shall be determined as the remuneration applicable at 100% occupancy of the accommodation establishment, while for each subsequent calendar year the amount of remuneration shall be determined taking into account the occupancy of the accommodation establishment in accordance with the relevant provisions of this section,

g) in accordance with the provisions above, the amount of the remuneration shall be determined taking into account the occupancy rate of the accommodation according to the following criteria:

Occupancy rate	Amount of remuneration (% from basic remuneration rate)
up to 30 %	65 %
31 – 50 %	80 %
51 – 75 %	90 %
76 – 100 %	100 %

h) in the case of accommodation establishments where the accommodation is covered by public health insurance or other public sources, the amount of remuneration shall be determined by applying the following special rules:

ha) the technical devices in the rooms of the accommodation establishment shall be deducted in a number corresponding to the occupancy of all the rooms of the accommodation establishment by guests whose accommodation is covered by public health insurance or other public sources (in particular category A spa patients), reduced by the proportion of the guests‘ coverage for the accommodation;

hb) the remuneration under this Tariff shall be applied to that deducted part of the technical devices, reduced by 50% and no occupancy rates shall be applied;

hc) for the remaining technical devices in the guest rooms of the accommodation establishment which do not fall under the point hb) above, the remuneration shall be determined in accordance with this Tariff, taking into account the occupancy rate in the guest rooms of the accommodation establishment which do not fall under the point hb) above;

hd) if the user does not submit the necessary documentation for the application of the procedure under the point h) above by March 31 of the calendar year in question at the latest, the point h) above shall not apply for the calculation of the remuneration.

3. Collective and Framework License Agreements

a) Legal persons associating the users who use the musical works in significant extend, can negotiate, by means of a collective licence agreement, special conditions for the approval requests for the use of copyright protected musical works, as per provisions of § 77 of the Copyright Act.

b) A single user who uses the copyright protected musical works in significant extend can negotiate a framework licence agreement.

4. Other Uses of Musical Works

In case the user wishes to use the copyright protected musical works in a different way than stated in the Tariff, they must make a written request to SOZA to obtain the remuneration rates. SOZA will set the rates using an analogy with the valid Tariff.

5. Unlicensed Use of Copyright Protected Musical Works

Settling the claims resulting from unlicensed use of musical works:

In case of infringement or a possible infringement of a copyright by a natural or a legal person that uses the musical works without a licence (due to a non-existent licence agreement, fail to submit necessary data, submitting incorrect data for a licence agreement, including takings information), SOZA has the right to lay claims towards the person as per provisions of the Copyright Act (§ 58, par. 1) and related acts (the Civil Code) up to twice the amount of the basic remuneration to authors as stated in this section. These claims will be quantified according to the above-mentioned legal acts.

6. Discounts

SOZA can grant a discount to a user who meets all the following criteria:

- delivers an electronic approval/licensing request to SOZA through SOZA website or submits 2 copies of a licence agreement draft before the use of musical works begins,
- has paid all previously issued invoices within the due period,
- pays the corresponding invoice within the due period,
- delivers a written discount request to SOZA latest by the due date of the corresponding invoice, SOZA can grant a discount up to 15 % of the basic remuneration rate.

A request submitted later than specified won't be accepted.
If a discount is granted, it will be applied subsequently in a form of a credit note for a corresponding invoice.

In case it is subsequently revealed (e.g. on the basis of an inspection), that any data decisive for the assessment of the discount provided by the user were/are false, incomplete or otherwise incorrect, the user is obliged to return the amount of the discount granted to SOZA.

In case the user does not meet even a single discount criterion, they lose their discount claim.

The aforementioned discount provisions do not apply to rates for the accommodation premises (guest rooms) of an accommodation establishment (e.g. hotel, motel, botel, guest house, hostel, etc.) or of a medical establishment with accommodation where occupancy is taken into account.

In case of a non-commercial type of establishment, after considering the overall set-up of the establishment, including, but not limiting to:

- the type of service provided, such as health, social or educational services
- whether there are any direct or indirect financial benefits from the use of musical works

SOZA can grant a discount up to 50% of the basic remuneration rate.

7. VAT

The rates do not include VAT, legal VAT rate will be added.

8. Final Provisions

Remunerations to authors in nominal amounts (i.e. not percentage rates) as per rates listed in this Tariff, will be adjusted from January 1 2025 as of January 1 of each subsequent calendar year by at least the coefficient of the average inflation rate for the preceding year in accordance with the data published by the Statistical Office of the Slovak Republic. The nominal remunerations thus adjusted shall be updated in the Tariff during January of the calendar year concerned and rounded to the nearest euro.