F.No.4-1/96-I.C.

Government of India
Ministry of Human Resource Development
Department of Education
BP & Copyright Division
I.C. Unit

Subject: Application u/s 33(2) of the Copyright Act, 1957 by the IPRS for Registration as a copyright society in the field of Musical works.

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S.No.1(FR) pp.1-110/cor.

The Indian Performing Rights Society Ltd.(IPRS), Bombay one of the existing Performing Rights Society, has applied under section 33(2) of the Copyright Act, 1957 read with Rule 13 of the Copyright Rules, 1958 for registration as a copyright society to carry on the copyright business of Performing Rights and Mechanical Rights in musical works. The application in form II-C is generally in order and as required under Rules 12(2), 14(i) & (ii) it is signed by all the members of the Governing Body and the Chief Executive, i.e., General Manager of the applicant and accompanied by a true copy of the Memorandum and Articles of Association (the instrument by which the applicant is established) which commits to deal with only copyright business and other activities ancillary thereto and also a declaration that the applicant is willing to comply with the provisions of the Copyright Act and the rules made thereunder. The formalities required vide Rule 14A (a)(b)(c)&(d) are also fulfilled by the applicant. As it is required that 'in the case of a Performing Rights Society functioning as such immediately before the commencement of the Copyright (Amendment) Act, 1994 the application shall be accompanied by any documentary proof in support of its claim of functioning as a Performing Rights Soceity', the applicant has furnished a certified true copy of the Memorandum dated 27.9.91 and a copy of the Annual Report for the year ended 31st March, 1995 which may be treated as sufficient documentary evidence for this purpose. As per Rule 13 an existing Performing Rights Society is required to submit the application for registration u/s 33(2) within 10 months from the date of commencement of the Copyright (Amendment) Act, 1994, i.e., not later than 10th March, 1996. Thus the instant application is within the prescribed time limit.

p.30-32/c.
p.38-9/c.
ancillary
p.2/c.
p.38-9/c
p.14-29/c.

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2. After scrutinizing the application in question for registration under section 33(2) of the Act, following comments may be offered:-

(i) As required vide column 3 of the form II-C, no details of works in which copyright or other rights of the applicant subsist have been given in the instant case. Against the said column, it is simply stated by the applicant that 'copyright in musical works as envisaged in section 14(a) of the Copyright Act, 1957'. This statement is not relevant. What is required here, ~~is~~ a list of works in which copyright actually subsist. ✓ p. 30/c

(ii) Since the applicant intends to carry on copyright business in the field of musical works only, it is not clear as to why it is stated vide column 4 of the said form II-C that '..... being the composers of any musical works or the authors of any literary or dramatic works, or the owners or publishers of or being otherwise entitled to the benefit of or interested in the copyright in such works .....'. The same statement has been repeated vide 'letter of confirmation' also. This point needs further clarification from the applicant. † p. 30/c.

(iii) Certain provisions contained in the Memorandum and Articles of Association of the I.P.R.S. dated 27th September, 1991 are not in accordance with the Copyright (Amendment) Rules, 1995. Clause No.9(e) of the Memorandum which provides that 'any member may by giving three months notice in writing to the soceity, terminate his membership....'. This provision is contrary to Rule 14G(2) which provides for 60 days notice only for such purpose. Again, clause 12 of the Memorandum goes against the Rule 14N(1) which lays down that 'every copyright society shall, within a period of twelve months from the holding of a meeting in pursuance of sub-rule(1) of rule 14L hold a general meeting of owners of rights herein called the annual general meeting of owners'. Further, clause 15 of the same Memorandum provides that a 'meeting shall be called by 14 days notice in writing at the least' whereas rule 14L(2) prescribes minimum 21 clear days notice period. The clause 18 of the Memorandum which deals with Quorum of General Meeting is also not in confirmation with the rule 14L(6). Perhaps, ϕ p.65/c. ⊗ p.66/c. △ p.66/c. & p.67/c.

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clause 41 of the aforesaid Memorandum is also not strictly in accordance with the rule 14H(2) which prescribes norms for distribution of receipts by the society. As such, the Memorandum in question which appears to be basically drafted by the IPRS under the old copyright laws needs many amendments to fit in the changed circumstances.

3. On basis of the analysis made above, we may perhaps give a hearing to the applicant under rule 14B(1) before pursuing the case further and may issue a hearing notice as per DFA. It may be recalled that we would have to dispose off this case by 31st March, 1996 being 60 days from the date of the receipt of the application by the Registrar of Copyrights, i.e. 1st February, 1996. A copy each of the Copyright Act, 1957 and Copyright (Amendment) Rules, 1995 are placed below.

Submitted please.

(J. Swaroop)
Special Officer (copyright)
12.2.96.

US(copyright)

13.2.96.

3113/DS(BP)/MT-4/96
15/2/96

DS(BP)

Pl issue letter urgently. We will discuss on 19/2

15/2

US(CpR)

Spo(CpR)

Notice issued.

S.No.2(I) p.111/Cor.

16.2.96.

F.No.4-1/96-[-(

S.No.3(FR) /p.112/cor.

Ref.: Notes on pages 1-3/ante.

The application by the Indian Performing Rights Society Ltd. (IPRS) under Section 33(2) of the Copyright Act, 1957 was examined in detail vide our note dated 12.2.96. As certain points relating to the application were not clear, the applicant was required to appear before the Registrar of Copyright for a hearing on 26.2.96 to explain the things. Accordingly, Shri Sanjay Tandon, General Manager, IPRS appeared for the hearing on behalf of the applicant on the day and time fixed for this purpose and agreed in writing to undertake that notwithstanding the provisions contained in the society memorandum and Articles of Association, they shall comply with all the obligations imposed on the society by or under the Copyright Act, 1957 and the Copyright Rules, 1958.

1-32/c.

+ p.2-3/ante

2. In view of the undertaking given by the applicant we may now process the case further and register it u/s 33(3) of the Act as a copyright society in the field of 'Musical Work including any words or any action intended to be sung, spoken or performed with the music' As already established, this case may be decided/finalised at AS level. However, in any case, this matter is to be decided by March 31, 1996 being 60 days from the date of the receipt of the application by the Registrar. A draft certificate (in form II-D) is put up for approval.

& DFA

May kindly see.

(J. Swaroop)
Special Officer(copyright)
27.2.96.

US(copyright)

Notes on pp. 1-3/*ante* may please be seen.

2. The case relates to the application of the Indian Performing Right Society Limited (IPRS), Bombay for registration as a copyright society under section 33 of the Copyright Act, 1957 (hereinafter Act). The application is at pp.1-110/cor.

3. This is the third application for registration as a copyright society received by us. The first one was from Society for Copyright Regulation of Indian Producers for Film and Television (SCRIPT), Bombay which was registered as a copyright society to do business in cinematograph films. The second one was from Broadcast Entertainment Society for Copyright and Television (BEST) whose application was rejected. Photocopies of the file notes in these two cases (F.4-1/95-IC and F.4-2/95-IC) are placed below for reference (Flags 'A' and 'B').

4. The IPRS is an already existing performing rights society having been established on 23 August, 1969. It has a membership of 603. Almost all prominent composers, songwriters and music publishers are members of the society (pp.3-13/cor.). It was functioning as a performing right society under Section 33 of the pre-1994 Amendment Act. (The other society functioning under the pre-amended Act is Indian Music Industry who have not yet submitted application for registration under the amended Act.) As per second proviso to Section 33(1) of the Act,

> the performing rights society functioning in accordance with the provisions of section 33 on the date immediately before the coming into force of the Copyright (Amendment) Act, 1994 shall be deemed to be a copyright society ... and every such society shall get itself registered within a period of one year from the date of commencement of the Copyright (Amendment) Act, 1994.

Rule 13 of the Copyright (Amendment) Rules, 1995 (hereinafter Rules), made in pursuance to the Act,

F.14-1/87-IC. (Flag 'C')

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stipulates that an already functioning performing right society desirous of carrying on the business as a copyright society shall submit the application "not later than ten months from the date of commencement of the ... Act." The Amendment Act and the Statutory Rules made thereunder were notified on May 5, 1995 and the Act was made effective from May 10, 1995. The IPRS submitted its application on February 1, 1996, i.e., within the stipulated period.

5. Preliminary scrutiny of the application was made by Special Officer (Copyright) on pp.1-2/*ante*. The scrutiny brought out certain lacunae in the application and certain points on which clarifications were required. These are:

i) The list containing names/descriptions of the works in which copyright of the members of the society actually subsist is not furnished against Item 3 of the application form;

ii) the class or category of works indicated against Item 4 of the application form appears to be too wide and beyond the scope of musical works; and

iii) many provisions of the Memorandum and Articles of Association of IPRS are not in accordance with the Rules.

Therefore, the IPRS was given a hearing on 25 February, 1996 by the Registrar of Copyright to clarify these issues. Shri Sanjay Tandon, General Manager of the IPRS attended the hearing and clarified the points. The points brought out in the preliminary scrutiny and other relevant issues are examined afresh in the following paragraphs in the light of the clarifications furnished during the hearing.

List of Copyright Works

6. During the hearing, Shri Tandon explained that the composer members have copyright over all their compositions and the songwriters have copyright over all their songs. These members include leading lights in Indian film music like Naushad Ali (who,

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incidentally, is the current Chairman of the IPRS), Bappi Lahiri, Anup Jalota, Hemant Kumar, Ilaiya Raja, and M.B.Srinivasan. Shri Tandon said that the list of their works would be voluminous. Since it is well known that these reputed composers and songwriters have a large number of compositions and songs to their credit, it may not be necessary to have on file a list of their works, and we may not insist on that.

Incompatibility between Memorandum and Rules

7. Clause 9(e) of the Memorandum of Association (hereinafter Memorandum) of IPRS provides for termination of membership by a member by giving three months notice three years after his first election to membership, and thereafter on any third anniversary of that date whereas Rule 14G(2) provides for withdrawal of authorisation agreements by an owner of copyright in the event "the copyright society fails to fulfill its commitments as laid down in the agreement." It was explained during the hearing that the rationale of Clause 9(e) is that the IPRS gives licences for three year periods and it would be very difficult to terminate agreements before expiry of the three year periods and without sufficient notice. It is an enabling clause for termination of membership in the ordinary course of business and is not contradictory to Rule 14G(2) which provides for extraordinary circumstance of non-fulfilment of the agreement. It is, in fact, a lacuna in the Rules that it does not provide for withdrawal of membership by the members in the ordinary course. We may have to provide for this through an amendment.

8. Another point raised during the preliminary scrutiny (p.2/*ante*) was that clause 12 of the Memorandum was against Rule 14N(1). Clause 12 reads:

> The Society shall in each year hold a General Meeting as its Annual General Meeting, in addition to any other meeting in that year, and shall specify the meeting as such in the notice calling it, and not more than fifteen months shall elapse between the date of one Annual General Meeting of the Society and that of the next.

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Rule 14N(1) of the Rules provides:

> Every copyright society shall, within a period of twelve months from the holding of a a meeting in pursuance of subrule (1) of rule 14L, hold a general meeting of owners of rights, herein called the "annual general meeting of owners....

The seeming conflict was because of the expressions "fifteen months" and "eighteen months" in the Memorandum and "twelve months" in the Rules. On re-examination, I find that this is not the case. For one, clause 12 does not preclude the society from holding a meeting "within twelve months." For another, the Rules suffer from an infirmity in this regard in that, while the caption of Rule 14N is "Annual general meeting of owners of rights," in the text it does not provide for holding annual general meeting every year nor for the maximum permissible time gap between such meetings. It only speaks of one annual general meeting after the general meeting which was required to be called under sub-rule (1) of Rule 14L to approve the Tariff scheme and the Distribution scheme. Since Rule 14 through its various sub-rules lays down comprehensive norms for the functioning of the collective administration society, absence of a clear and unambiguous provision for annual general meetings does not go with the paradigm. It may, therefore, be necessary to amend Rule 14N as under:

> *Every copyright society shall in each year hold a general meeting as its annual general meeting, in addition to any other meetings in that year, and shall specify the meeting as such in the notice calling it, and not more than fifteen months shall elapse between the date of one Annual General Meeting and that of the next, provided that every copyright society shall, within a period of twelve months from the holding of the meeting in pursuance of Sub-Rule 1 of Rule 14(L), hold an Annual General Meeting of owners of rights.*

This amendment will separately be considered and put up alongwith proposals for other amendments, if any, required in the Rules in the light of the experience in implementing the same.

9. Another observation made during the preliminary scrutiny was that Clause 15 of the Memorandum provides that "the meeting shall be called

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by 14 days' notice in writing at the least" whereas Rule 14(L)(2) prescribes a minimum 21 clear days' notice period. This observation was due to an inadvertent oversight of the first part of Clause 15 of the Memorandum which reads:

> An Annual General Meeting and a meeting called for the passing of a Special Resolution shall be called by twenty-one days' notice in writing at the least, and a meeting of the society other than an Annual General Meeting or a meeting for the passing of a Special Resolution shall be called by fourteen days' notice in writing at the least.

It is clear that the fourteen days' notice is for a meeting other than an annual general meeting or a meeting for the passing of a special resolution and the prescribed notice period for the annual general meeting is twenty-one days.

10. Another observation was about the difference in the provisions for quorum in the Memorandum and in the Rules. As per Clause 18 of the Memorandum, twenty-five full members of the Society form the quorum whereas Rule 14(L)(6) prescribes "the quorum for a general meeting shall be one-third of the members." Here also Rules suffer from certain infirmities:

(a) The provision regarding quorum in the Rules is made under Rule 14L dealing with the meetings of copyright societies (as stated in the caption) but which talks of only holding of a general meeting for approval of the Tariff Scheme and the Distribution Scheme. Neither in Rule 14N dealing with annual general meeting nor in any other Rule (except Rule 14L) quorum has been prescribed for a meeting. We may have to take action for inserting an appropriate sub-rule regarding quorum in the Rules.

(b) Any provision for quorum for holding a meeting should have a proviso to provide for the eventuality of not getting the quorum for the meeting. Normally, such provisos make it legal to hold another meeting after a time gap, mostly of an hour or so, in which no quorum is required.

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Provision for such an eventuality is necessary otherwise the society will not be able to carry on its business in case sufficient number of members do not turn up to complete the quorum. Generally in the case of well-run societies, there is not much enthusiasm to participate in the annual general meetings. Since societies do not pay TA/DA, members from far off areas are reluctant to travel long distances to attend such meetings. It is, therefore, necessary to have fall-back provisions for holding meetings in the absence of quorum. Therefore, while inserting a sub-rule on quorum for annual general meeting and other special meetings we will have to ensure the presence of a proviso for holding meeting without quorum in case quorum is not available.

11. Another incompatibility between Memorandum and the Rules was with reference to the norms for distribution of receipts by the Society. Rule 14H(2) reads:

> The distribution of fees collected shall be subject to a deduction not exceeding fifteen per cent of the collections on account of administrative expenses incurred by the copyright Society

Clause 41 of the Memorandum reads:

> All moneys received by the Society in exercise of the copyright, licence or authority assigned to the Society by its members and affiliated societies, shall be paid by way of royalty and/or fees to such assignors in consideration of assignment of their rights. Such consideration shall be paid after meeting the expenses of the company incurred in the exercise of the rights assigned to it or in otherwise carrying out the operations of the company, so however that such expenditure shall first be met from any revenue which the Society may receive from any sources other than from the exercise of the assigned rights and the balance alone shall be charged against the receipts from the exercise of such rights. It is clearly understood that the consideration payable to the assignors shall constitute an over-riding or prior charge on the copyright fees collected by the Society and the Society is entitled to no profit or gain out of the receipts from the exercise of rights assigned to it.

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Whereas the Rules provide a maximum of 15 per cent for administrative expenses, the Memorandum Clause begins with a provision for distribution of moneys to the members and the provision for meeting the expenses of the society follows that. Of course, no maximum limit has been prescribed for such expenses in the Memorandum. This is a lacuna in the Memorandum and needs to be rectified. However, Shri Tandon has given an undertaking on behalf of IPRS that

> notwithstanding the provisions contained in the Society Memorandum and Articles of Association, we shall comply with all the obligations imposed on it by or under the Copyright Act, 1957 (14 of 1957) and the Copyright Rules, 1958." (p.112/cor.).

In view of the undertaking, we may not insist upon amendment of the Memorandum as a pre-condition for registration. Even after registration if we find that the administrative expenses are excessively high to the detriment of the interests of owners, the registration can be cancelled after following the procedure laid down in Rule 14C.

Class of Works

12. During the preliminary scrutiny, we had indicated the need for clarification on the class/category of works in which the applicant society wanted to carry on copyright business. Against item 4 of the application, the Society made the following statement:

> IPRS carries on Copyright Business in respect of musical works to exercise and enforce on behalf of members of the company, being the composers of any musical works or the authors of any literary or dramatic works, or the owners or publishers of or being otherwise entitled to the benefit of or interested in the copyrights in such works (hereinafter called `the owners') all rights and remedies of the owners by virtue of the Copyright Act, 1957, or otherwise in respect of any exploitation on their works BY PUBLIC PERFORMANCE, BY BROADCASTING, BY COMMUNICATING TO THE PUBLIC OR BY CAUSING THE SAME TO BE TRANSMITTED TO SUBSCRIBERS TO A DIFFUSION SERVICE OR BY RECORDING ON MECHANICAL CONTRIVANCES OR RECORDS OR THE PUBLICATION OF SUCH WORKS, being musical works."

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13. While the Society has asked for permission to do copyright business in respect of musical works, in the explanatory portion it has brought in the expression 'literary or dramatic works'. The Copyright Act defines all the three separately.

> As per Section 2(y), work, *inter alia* means "the literary, dramatic, musical or artistic work."
>
> Section 2(h) says, "dramatic work includes any piece for recitation, choreographic work or entertainment in dumb show, the scenic arrangement or acting form of which is fixed in writing or otherwise but does not include a cinematograph film".
>
> Section 2(o) says, "literary work includes computer programmes, tables and compilations including computer data bases." Section 2(p) says, "musical work means a work consisting of music and includes any graphical notation or such works but does not include any words or any action intended to be sung, spoken or performed with music."

Thus, in the Act, words and action intended to be sung, spoken or performed with the music are specifically excluded from the definition of musical works. Since songs contain words, IPRS has sought to state clearly that literary of dramatic works that go with the musical works are part of their area of copyright business. This raises many sensitive and borderline questions. For example, if a poem, which clearly is a literary work, is set to music, then which society will be administering the copyright on that, the literary works society or the musical work society? Similarly, if a dramatic work is set to music then which society will be administering the copyright work on that, the dramatic work society or the musical work society? In the copyright jargon this is a conflict between "small rights" (or "performing rights") and "grand rights". The delineation of the categories or class of works is quite complex and raises a number of delicate legal problems. It is necessary for us to clearly define the

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area of operation of the IPRS to preclude any conflict with societies that may be formed in future for literary works and dramatic works.

14. The IPRS representative in the hearing expressed the view that right over the words and action that are part of the musical works should be an inalienable part of the copyright over such musical works; otherwise the work of the Society will he hampered. It will also be difficult for another society to administer them. Anyhow, the performing right part has to remain with the performing right society. It may be noted that musical works could be with or without words. The prudent approach appears to be to clarify `musical work' as "including any words or any action intended to be sung, spoken or performed with the music", in the registration certificate that may be issued to IPRS, as different to the definition given to "musical work" in Section 2(p) of the Act.

Category of Right

15. Another contentious issue is the possible conflict between the area of operation of IPRS and the Indian Music Industry (IMI), the other society functioning under Section 33 of the pre-1994 Amendment Act. It is true that the IMI has still not preferred its application for registration under the amended Act, but it is appropriate that we take note of that society while examining grant of registration to IPRS. Both societies primarily deal with musical works. While IPRS's area of business is administration of `performing rights', that of IMI is administration of `mechanical rights'. The Act does not define either of the terms. The *WIPO Glossary of Terms of the Law of Copyright and Neighbouring Rights (1980)* defines mechanical rights

> as being the author's right to reproduce literary, dramatic or musical works in the form of recordings (phonograms or audiovisual fixations), produced mechanically in the widest sense of the word, including electro-acoustic and electronic procedures (p.154).

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However, there is no definition of performing rights in this Glossary. The following quotation from *Collective Administration of Copyright and Neighbouring Rights* is enlightening

> At the time of establishment of the first musical performing rights societies, "performing rights" simply meant the right to perform a work by performing artists in the presence of an audience. ... the notion of "performing rights" is much wider now than it was when the performing rights societies started operating. Such rights include, in addition to the right of public performance, also the right of broadcasting and the right of communication to the public in general (through cable, loudspeakers, etc.) (P.12).

In the Act, however, `sound recordings' forms a separate class of works, as distinct from literary, dramatic or musical works [cf. Section 13(1)]. While in the absence of an application for registration from IMI it is difficult to pre-judge the issue, it can be suggested that perhaps IMI can be considered for collective administration in sound recordings and IPRS can be registered as a society for musical works. I do not, however, vouch that this suggestion removes all possibilities of conflict of interests between IPRS and IMI since the definition of copyright in section 14(a) includes, *inter alia* the rights

> to reproduce the work in any material form including the storing of it in any medium by electronic means, (and) ...
>
> to make any cinematograph film or sound recording in respect of the work.

Ultimately, case laws only may clear the clouds.

Eligibility for Registration

16. As per Rule 14

An applicant including a performing right society referred to in Rule 13 for registration of it as a copyright society shall not be eligible to be considered for such registration unless

(i) the instrument by which the Applicant is established or incorporated creates a

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commitment on it to deal with only copyright business and other activities ancillary thereto; and

(ii) the Applicant is willing to comply with the provisions of the Act and the rules made thereunder.

As may be seen from the examination of the case, these conditions are satisfied and the applicant has given a clear undertaking to comply with all the provisions of the Act and the Rules.

17. As per Rule 14B(1)

When an application for registration is submitted to the Central Government through the Registrar of Copyright that Government may, within sixty days from the date of its receipt by the Registrar of Copyright either register the Applicant as a copyright society or, if

i) the Applicant has no professional competence to carry on its business or has not sufficient funds to manage its affairs; or

ii) there exists another copyright society registered under the Act for administering the same class of works and it is functioning well; or

iii) the Central Government has reason to believe that the members of the Applicant are not bonafide copyright owners or they have not voluntarily signed the instrument setting the Applicant and the application for registration; or

iv) the application is found to be incomplete in any respect, reject the application.

From our examination of the application it is observed that the above mentioned grounds for rejection do not apply in the instant case.

Proposals

18. In the light of the position explained above, the following proposals are submitted for consideration:

i) The examination of the IPRS's application has revealed certain lacunae in the Copyright Rules as

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Suggestions made in those paras may please be considered for directions for further action.

ii) The IPRS may be registered as a copyright society under sub-section (3) of Section 33 of the Copyright Act 1957 and permitted to carry on the copyright business in musical works including any words or any action intended to be sung, spoken or performed with the music.

19. As per the precedent established in the case of SCRIPT, Additional Secretary is the competent level to decide the case for registration of a collective administration society.

20. As per Rule 14B, an application has to be either registered or rejected within 60 days of its submission. In the instant case, the period of 60 days will expire on **31 March, 1996.**

Submitted.

(T.C. JAMES)
US(Copyright)
March 7, 1996

DS(BP)

Reference notes from page 5 to 16/ante.

The application made by Indian Performing Rights Society (IPRS) for registration under section 33 of the Copyright Act, 1957 was examined in detail. On the basis of the lacunae found prima facie, a hearing was given to the applicant on 26.2.1996. The IPRS was represented by Shri Sanjay Tandon, General Manager. The incompatibility between the memorandum and Rules explained in paras 7 to 11 at pages 7 to 10 are not of a major nature. In fact, our Rules also need to be amended slightly in order to accommodate the practical realities regarding holding of meetings, notice period, requirement of quorum, etc. It is true that our Rules were framed only last year, but the practical difficulties that the societies might face could not be visualised in the absence of practical experience. After the Rules were published, even the IPRS suggested some changes, but it was felt that we will wait for some more time for more suggestions to come before we go about amending the Rules regarding Collective Administration Societies.

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2. Regarding the point raised relating to deduction of administrative expenses by the copyright society, it is relevant to mention here that our Rules prescribe that an amount not exceeding 15 per cent of the collections, may be set apart for administrative expenses incurred by the copyright society. The representative of IPRS pointed out that it is not possible to meet all administrative expenses in a large country like India where distance from place to place is considerable and travelling, communication, etc. are propotionately high.

3. The point regarding the percentage of collections to be spent on administrative expenses was discussed with representatives of other countries who had come to WIPO for Expert Committee meeting. While most of the societies have not prescribed any maximum limit, the average expenses varied from 10 to 30 per cent in many countries. In developing countries, the cost on administrative expenses was found to be on higher side. The rule governing setting up of Collective Administration Societies in Nigeria prescribes a maximum of 30 per cent to be spent on administrative expenses. While we may consider the question of amending our Rules to provide for more flexible limit for the maximum amount of money to be spent on administrative expenses of the societies, we may not hold this fact against the IPRS, especially in view of a general undertaking taken from them, as mentioned in notes at page 11/ante. This was resorted to during the hearing given, in order to take care of minor incompatible provisions that remained in the Memorandum of Association of IPRS vis-a-vis our Rules.

4. Regarding the class of works which the IPRS want to carry on business in, it is stated that as against their application for permission to do copyright business in respect of musical works, including literary, dramatic works associated thereto, on examination, it was felt that such a provision will have wide ranging overlapping effect on many other literary or dramatic works because of its association with musical work, although that is not purported to be the activities for which the IPRS is being registered. As such, it was suggested that we may register them for carrying on copyright business in respect of musical work and any words or any action intended to be sung, spoken or performed with the music.

5. The apprehension that the Indian Music Industry (IMI), another copyright society existing, which is yet to be registered with us may have some conflicting functions with those being carried out by IPRS, is not one to be viewed seriously because of the following reasons.

(i) The IPRS and the IMI are societies already in existence, are continuing business in their respective fields without any overlapping of functions.

(ii) As far as we know, IMI is a society who deals with only sound recordings and not performing rights.

(iii) The IMI has not so far come for registration and we do not have to foresee the provisions that may appear in the application to be received in future.

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(iv) There is no ground for rejection of application for registration on the ground that another society who is not registered with us is carrying on business in a particular field. In fact, only the societies registered with us are authorised to carry on copyright business in respective works.

6. The case for registration of the Indian Performing Rights Society is, therefore, recommended for acceptance for carrying on copyright business in musical works and any words or any action intended to be sung, spoken or performed with the music.

Last date – 31.3.96 for final decision.

[P.V. VALSALA G. KUTTY]
DS (BP & UT-2)
Dt.7.3.1996

JS(BP&UT)

3367/DS(BP&UT)
8/3
11/3

I would like to discuss the proposal with particular reference to our rules & the suspected lacunae in the latter.

7/3/96

1605/JS(L&UT.2)/96
8.3
Recd today. Since JS is away till 17th March, we can discuss it only on 18/3/96 Pl BF. on that day
11/3

JS(BP&UT2)

The proposal of the IPRS for registration as a collective administration society is in order & may kindly be approved.

US(Cpr)
11/3
Spl/Officer
US(Copyright)
Resubmitted for discuss
18/3
1950/AS/96
18/3
DS(BP)

[from page 18/N]

Examination of the present case has thrown up various issues that have been admirably analysed by U.S. in this file. These will be separately examined & necessary action to amend the Rules initiated. In any case, with time, the fallibility or Otherwise of the provisions of the Act & Rules will be put to the test.

As may kindly approve the proposal.

[signature]
22/3/96

~~A.S.~~

D65 | AS | 96
25/3/96

(from prepage)

The case under consideration is an application for registration of Indian Performing Rights Society (IPRS) as a copyright society under Section 33 of the Copyright Act, 1957 read with Chapter V of the Copyright (Amendment) Rules. The notes from p.5/n onwards may kindly be seen.

2. In several countries, there are two distinct societies:-

i) one for musical works administering collectively the rights of public performance; and

ii) collective societies for sound recordings to administer collecting the rights vested in records.

In countries where there is a joint society for musical works as well as sound recording it was found necessary to have elaborate mechanisms to ensure that the interests of these two groups are harmonised. We are separately considering the request of the Indian Musical Industry for registering as a society in respect of sound recording. Thus by virtue of two separate associations having been in existence, we are moving towards the two society model.

3. We may accord approval for registration of the Indian Performing Right Society as a collective administration society in respect of musical works ~~or~~ and any words any action intended to be sung, spoken or performed with music. The amendments suggested by US can be considered separately.

25/3/96

(R.V. Vaidyanatha Ayyar)
25.3.1996

दिशा सचिव
2732
25/3
Secretary Education

~~E/S~~ As proposed.

~~A.S.~~

26/3/96

25/3

Pl put up fair registration on 27/3. Stat (Copyright) without fail).

Recd today at 3

Ref: Notes on pre-pages

Fair typed certificate in form II-D (in quadruplicate) to be issued to IPRS is placed below for the signature of Registrar of Copyright. Approved draft may kindly be seen at F/x.

27.3.96.

Registrar of Copyright

N. Vaidyalingam
27/3/96
Registrar of Copyrights

Spo (Copyright).

Original copy of certificate issued to General Manager, IPRS. Librarian (Copyright) may please remove the 'triplicate' copy for safe custody and record.

Librarian (Copyright)
† ROC removed
27/3/96.

28.3.96.

† certificate (Form II-D).

SNo 4(I) pp 113/Cor

No. 1-4-1/96 IC

Sl. No. 5 (R)/p. 114/c.

The Indian Performing Right Society Ltd., Bombay, vide Their letter under reference has intimated that The society has framed Tariff Scheme and Distribution Scheme as required under Rule 14 J and 14 K of the Copyright Rules, 1958. VTR

2. The Society has further intimated That The forthcoming Annual General Meeting is being planned ~~by them~~ to be held in Bombay either in The last week of August '96 or 1st week of Sept. '96, by The IPRS.

FR is submitted for information pls,

Prabhakar
10.7.96

M.M. Sanen
10/7/96

US (Copyright)

11/07/96

DS (BP)

We may check if any intimation reg. A.G.M is due from SCRIPT.

11/7

US (Copy)

12/7

80 (IC)

A reminder to this effect was sent to SCRIPT on 25.6.96. We may send the next reminder on Monday, the 22nd July. 96.

Pl. p/u a reminder SCRIPT 22-7-96

M.M. Sanen
12/7/96.

US (Copyright)

Smt Pl

S.NO.6(R) / pp.115-219/cor.

The Indian Performing Right Society Limited, Mumbai vide their letter under reference have forwarded their Annual Return. Their Annual General Meeting (26th) was held on 2nd September, 1996. A total of 92 members attended the meeting in person. The Society does not have a system of Proxy attendence.

2. As required under Rule 14P(i), they have furnished the above information and as required under Rule 14P(ii), they have enclosed an upto date list of the members as on 2nd September, 1996 giving therein their names & addresses as recorded in the Register of Owners maintained by the Society under Rule 14I of the Copyright Rules. The list of members is at flag'A'. (IPRS has 622 members as on 2.9.96).

3. A copy of the audited accounts of the Society as required under Rule 14(P) (iii) may be seen at flag 'B'.

4. As required under Rule 14P(iv), the Tariff Scheme as approved by the members of IPRS at the said AGM can be seen at flag'C'.

5. A copy of the Distribution Scheme of the Society as required under Rule 14P(v) is at flag 'D'.

6. As required under Rule 14P(vi), a Statement approved by their Governing Council setting out full and detailed account of all the activities of the society during the year can be seen at flag'Y'.

The Annual Return filed by the IPRS seems to be in order in accordance with the Rule 14P of the Copyright Rules,1958.

Submitted please.

15.11.96

S.O.(IC)

A copyright society registered with the Government of India under Section 33(3) of the Copyright Act, 1957 is required to comply with the following obligations as laid down under section 14 of the Copyright (Amendment) Rules, 1995:-

(i) Maintain Register of owners.

(ii) Register of Agreements.

(iii) Register of Fees.

(iv) Disbursement Register.

(v) Frame Tariff Scheme within three months of registration.

---/-

from pre-page

(vi) Frame Distribution Scheme within three months of registration.

(vii) Convene a general meeting of owners soon after framing of Tariff and Distribution Scheme.

(viii) Maintain proper accounts of fee and royalties collected in a financial year, payments made out of such collections etc.

(ix) Have accounts audited by a Chartered Accountant annually.

(x) Hold Annual General Meeting of Owners.

(xi) File Annual Return with the Registrar of Copyrights within one month from the conclusion of the AGM setting out the following as laid down under Section 14(P) of the Rules:-

(a) The date of AGM
(b) The number of owners who attended the meeting.
(c) Minutes of AGM.
(d) Up-to-date list of the owners of rights, their names and addresses as recorded in the Register of owners.
(e) Audited accounts of the Society.
(f) The Tariff Scheme.
(g) The Distribution Scheme.
(h) Statement approved by its Governing Body or Board of Directors setting out a full and detailed account of all its activities during the year in relation to the rights of owners.

The Indian Performing Right Society Limited, Mumbai was registered as a Copyright Society in the field of music on 27th March, 1996. Indian Performing Right Society Limited has complied with all the requirements of filing Annual Report which seem to be in order. It is presumed IPRS has complied with requirements as in sub para (i) to (ix) above.

IPRS has a membership of 622 members as on 2nd September, 1996. The members fall under three categories of right owners viz., composers, authors and Publishers. As against a required quorum of one third member for a general meeting which comes to 206 members, only 92 members attended the AGM of IPRS on 2.9.96. The Governing Council was requested to make a formal representation to the Government of India to impress upon the need to change the Rule regarding quorum requiring presence of one third members. However, since the Rules do not specify the remedy in the absence of the requisite quorum, the IPRS went by the provisions of the Memorandum and the Articles of Association of the Society which stipulates that in the absence of a quorum within half an hour of the time appointed for the meeting, the meeting shall stand adjourned to such a day, time and place as may be determined by the

from pre-page

Governing Council. Accordingly the meeting was held the same day after half an hour with 92 members present.

The following salient business transacted:-

- Director's Report adopted.
- Annual Report for the year ended 31.3.96 adopted.
- Audited accounts of the Society for the year 31.3.96 adopted.
- Articles of Association of the Society amended to bring it in conformity with the Copyright Act, 1957 (Terms Cinematograph film, composer, etc. re-defined as in the Act).
- Qualifying criteria for each category of member revised.

Submitted please.

M.M. Saxena

(M.M. Saxena)
Section Officer(IC)
29.11.96

US(copyright)

Notes from p.23 ante may please be seen.

2. The Indian Performing Rights Society Ltd. (IPRS), Mumbai has furnished the documents and information required as per Section 14 of the Copyright Rules. These are, by and large, in order. The Annual General Body meeting, however, did not have the requisite quorum of one-third members. However, we had already observed in the notes on pp.5-19 ante, there is lacuna in the Rules itself in this regard. Since the Rules do not provide for the eventuality of one-third of the members not being present, as is the normal practice with such meetings, the IPRS convened the meeting after half an hour and transacted the business.

Submitted.

(T.C. JAN
US(Copyri
31.12.1

DS(BP)

1/1/97

J.S (BP&VT) Discussed.

20/1/97

Pl. discuss 'A'.

1/1/97

DS(BP)

US(Copy) Rm

22/1

2/08(BP)97
1/1/97

0/97-JS(L&VT)
1.1.97

DS(BP)

24/1

F.No. 4-1//96-IC

This file concerns registration of the Indian Performing Rights Society Limited (IPRS), Mumbai as a copyright society. During the examination of its application, several lacunae in the Copyright Rules came out. Although, subsequently, no society had approached us, we may carryout necessary amendments in the Rules later, after amendments in the Copyright Act in the context of the Trade Related Aspects of Intellectual Property (TRIPS) Agreement and the new treaties, namely, World Intellectual Property Organisation (WIPO) Copyright Treaty and WIPO Performances and Phonograms Treaty. Meanwhile, JS (BP) may like to peruse the notes on pp. 5-20/cor. for his information.

6184/JS(BP)
15/9

(T.C. James)
Under Secretary (Copyright)
September 15, 1998

DS (BP) on tour
JS (BP)

Thanks.

US (C)

15/9/98

The certificate of registration Phonographic Performance Ltd. placed below at Flag 'Z'.

17/9/98

JS (BP)

6266/98-JS(BP)
17/9

US (C)

18/9
SO(IC)

17/9/98

18/9
Sh. P.P.R.

Thus, as required under Rule 13 of the Copyright(amendment) Rules 1995, we hereby submit our Application in Form II-C for being granted the permission to carry on Copyright Business in respect of Musical Works and for registration as a Copyright Society.

Please find enclosed herewith our Application in Form II-C together with Annexure I to III attached thereto.

We confirm that the Memorandum and Articles of Association of the Society create a commitment on the Society to deal with Copyright Business and other ancillary activities thereto.

We also confirm that we are willing to comply with the provisions of the Copyright Act,1957 and the Rules made there under.

As required by Rule 14A, please find enclosed herewith the following :

a. A true copy of the Memorandum and Articles of Association of the Society.

b. 18 consents in writing from the present Directors of the Governing Council of the Society to act as Directors.

c. A declaration containing the objectives of the Society.

d. A declaration containing the bodies through which the Society will function and the arrangements for Accounting and Auditing.

e. An undertaking to the effect that the Memorandum and Articles of Association provide for conforming to the provisions of the Copyright Act,1957 and the Rules made there under.

THUS, MADAM, WE ARE FULLY CONFIDENT THAT YOU WOULD REGISTER OUR SOCIETY AS A COPYRIGHT SOCIETY TO CARRY ON THE BUSINESS OF PERFORMING RIGHTS AND MECHANICAL RIGHTS IN MUSICAL WORKS.

Thanking you in advance.

Yours sincerely,
for IPRS Ltd

Sanjay Tandon.
General Manager.

encl:a.a.

28

Sl. No. 1 (FR)

The Indian Performing Right Society Limited

Registered Office : 717, Dalamal Tower, Nariman Point, BOMBAY - 400 021.
Telephone : (022) 283 21 75 • Fax No : 91-22-2873843

Delhi No: 293 294

Our Ref.: IPRS:ST:694:96

Date : 1.2.96

Registrar of Copyrights
Ministry of Human Resource Development
Department of Education
Government of India
B2/W3, Curzon Road Barracks
Kasturba Gandhi Marg
NEW DELHI.

84/96-IC
2/2/96

Dear Madam,

Sub: Application for Registration

As you are aware we are one of the two Performing Right Societies presently functioning in India. We are the Performing Right Society administering, controlling and enforcing the Performing Rights and Mechanical Rights in respect of musical works of our members who are the Composers, Song Writers and Publishers of the said musical works.

We have been in existence since 23rd August, 1969 and are affiliated to the International Confederation of Societies of Authors & Composers (CISAC) which is a World Congress of Authors and Composers of musical works.

6/DS(BD)/96(R)
1/2/96

As you are also aware we are very active participants at the Copyright Enforcement Advisory Council as also in the Copyright field in India. We are also actively promoting the Indian Copyright Act and its image at all International foras.

We have a total membership of 603 members. All prominent composers, song writers and music publishers are members of the Society. We enclose herewith a list of our members as on 1.1.96 for your perusal.

Recd today
1/2
(Registrar of copyright)

We have Reciprocal Representation Agreements with 164 Societies in the World and have thus assigned our Indian Repertoire to them for control in their respective territories. We have been receiving and distributing these foreign royalties amongst our members twice a year.

To give you an idea of our activities we enclose herewith a copy of our Audited Accounts for the year ended 31.3.1995.

US(CPR)
1/2

Thus, Madam, as you could see, We, the present Performing Right Society, have total professional competence to carry on the business and affairs of a Copyright Society in respect of Musical Works in India. Further, we are also authorised by our 603 members who amongst them control nearly 95% of the total Indian Music to carry on the business of issuing licences on their behalf for public exploitation of their music.

1/2
Spl. Officer (copyright)

2/2/96.

Chairman : Naushad Ali
Member : International Confederation of Societies of Authors & Composers (CISAC) World Congress of Authors & Composers
: Copyright Enforcement Advisory Council, Government of India, Ministry of Human Resource Development.
: Copyright Council & Copyright Centre, New Delhi.
Vice-Chairman : R.N. Jayagopal

..2.

LIST OF COMPOSER MEMBERS OF I.P.R.S. AS ON 01-01-1996

1	AADESH SHRIVASTAVA	
2	AHSAN AHMED	
3	AJAY SWAMI	
4	AJEET R.KALYAN	VIJAY AJEET
5	AJIT SINGH	
6	AJIT VARMAN	
7	AJOY DAS	
8	ALOK GANGULY	
9	AMAL DAS GUPTA	
10	AMAL MUKHERJEE	
11	AMAR P. HALDIPUR	AMAR UTPAL
12	ANAL CHATTERJEE	
13	ANAND CHITRAGUPTA	ANAND MILIND
14	ANANDA MOOKHERJEE	
15	ANANDJI V. SHAH	KALYANJI ANANDJI
16	ANIL BISWAS	
17	ANIL MOHILE	
18	ANU MALIK	
19	ANUP JALOTA	
20	ANUPAM MUKHERJEE	
21	ARJUN CHHABRA	HARI ARJUN
22	ARUN AMIN	
23	ARUN DAS	ARUN RABIN
24	ARUN DHAWANKAR	
25	ARUN PAUDWAL	
26	ARUP BANERJEE	ARUP PRANAY
27	ASAD ALI	
28	ASHOK KHOSLA	
29	ASIT GANGULY	
30	AVINASH VYAS	
31	A.A.RAJ	
32	A.R.RAHMAN	
33	A.T.UMMER	
34	BABLA	
35	BABUL BOSE	
36	BALDEV NATH BALI	B.N. BALI
37	BALI BRAHMBHAT	
38	BAPPI LAHIRI	
39	BASANT PRAKASH	
40	BASU DEV CHAKRAVERTY	BASU MANOHARI
41	BHAGATRAM SHARMA	HUSANLAL BHAGATRAM
42	BHARAT SEN	
43	BHAWANI SHANKAR KATHAK	TRIVENI BHAVANI
44	BHUDEV MISHRA	BHUDEV NISHAAD
45	BHUPENDRA SOMPURA	BHOOPI RATAN
46	BHUSHAN MEHTA	
47	BRIDHPAL SINGH GILANI	
48	BULO C. RANI	
49	B. KRISHNA	KRISHNA CHAKRA
50	B.A. CHIDAMBARANATHAN	
51	B.SHANKAR	
52	B.VASANTHA SUDHAKAR	
53	CHAKRA RAO	KRISHNA CHAKRA
54	CHAKRAVARTHI K.APPA RAO	
55	CHAND PARDESI	
56	CHANDRA BOSE	
57	CHANDRA KAMAL	

58	CHARANJIT AHUJA	
59	CHARLES SIQUERIA VAZ	
60	CHITRAGUPTA	
61	C. ARJUN	
62	C.H. SATYAM	
63	C.RAJAMANI	
64	C.R.SHANKAR	SHANKAR GANESH
65	C.S.GANESH	SHANKAR GANESH
66	DABOO KRISHMALIK	
67	DARSAN RAMAN	
68	DATTA DAVJEKAR	
69	DATTA RAM	
70	DEEPAK ANANDJI SHAH	
71	DEVA	
72	DEVENDHRAN	
73	DEVKI ANAND	
74	DHANANJAY V. KALE	
75	DILIP DUTTA	
76	DILIP GANGULY	
77	DILIP SEN	DILIP SEN-SAMEER SEN
78	DINSHAH SANJANA	
79	DR. KAILSH KAMAL	
80	DR. SANTOSH KUMAR MUKHERJEE	
81	D. KUMAR	
82	D.S.GUNASING	
83	FRANCO VAZ	
84	FRANK FERNAND	
85	GAURANG VYAS	
86	GAUTAM BASU	
87	GHANSHYAM VASWANI	
88	GHANTASALA RATNA KUMAR	
89	GHANTASALA VENKATESHWARA RAO	
90	GOPAL SHARMA	
91	GULAM ALI SABA	
92	GULAM HUSSAIN CHAUDHRY	
93	GULAM MOHD.	
94	GURBACHAN SINGH	
95	GURUDEB SENGUPTA	DULAL SEN
96	G.DEVARAJAN	
97	G.K. VENKATESH	
98	G.S. MANGAT	
99	G.S.KOHLI	
100	HARBANS MALHOTRA	
101	HARENDRA KHURANA	
102	HARI PRASAD CHAURASIA	SHIV HARI
103	HARISH DHAWAN	
104	HARISH KHARE	
105	HARSHAD TRIVEDI	HARSHAD PRAKASH
106	HEMANT KUMAR	
107	HIMANGSHU BISWAS	
108	HRIDAYANATH MANGESHKAR	
109	HUSANLAL	HUSANLAL BHAGATRAM
110	IGANTIUS	BERNY IGNATIUS
111	IJAJ HUSSAIN	IJAJ - PRADEEP
112	ILA ARUN	
113	ILAIYA RAJA	
114	IQBAL GILL	IQBAL
115	IQBAL QURESHI	
116	JAG PHOOL KAUSHIK	J.P. KAUSHIK
117	JAGDISH KHANNA	UTTAM JAGDISH

(31)

118	JAGJIT KAUR	
119	JAGJIT SINGH	
120	JAGMOHAN BAKSHI	SAPAN JAGMOHAN
121	JAIDEV	
122	JAIKISHAN PANCHAL	SHANKAR JAIKISHAN
123	JATIN PANDIT	JATIN LALIT
124	JEETU SHARMA	JEETU TAPAN
125	JERRY AMALDEV	
126	JITIN SHYAM	
127	JOKIN	
128	JUGAL KISHORE	
129	J.D. UPPAL	
130	J.I. KUMAR	
131	J.V.RAGHAVULU	
132	KALYANJI V.SHAH	KALYANJI ANANDJI
133	KAMAL GANGULY	
134	KAMAL KANT	
135	KAMAL MAKHDOOM	
136	KAMINI KHANNA	
137	KANOOR RAJAN	
138	KANU ROY	
139	KANWAR BHARATI	
140	KERSI CAWAS LORD	WE 4
141	KHAYYAM M.Z	KHAYYAM
142	KIRTI ANURAAG	
143	KISHAN SHARMA	
144	KISHORE SHARMA	MAHESH KISHORE
145	KONNIYOOR BHAS	
146	KRISHNA	KANAK
147	KULDIP SINGH	
148	K. BHARAT	
149	K. SRINIVASA MURTHY	
150	K.J.JOY	
151	K.P. UDAYABHANU	
152	K.S.CHANDRA SEKHAR	
153	K.V.MAHADEVAN	
154	LALIT SEN	
155	LALITRAJ PANDIT	JATIN LALIT
156	LAXMIKANT S.KUDALKAR	LAXMIKANT PYARELAL
157	LEO RODRIQUES	
158	L.VAIDYANATHAN	
159	MADAN MOHAN	
160	MADHURANIV. THAKUR	
161	MAHESH R.SHARMA	MAHESH KISHORE
162	MANAS KUMAR	
163	MANAS MUKHERJEE	
164	MANJIT ARORA	
165	MANOHAR LAL ARORA	
166	MANOHAR RAI	
167	MANOHARI SINGH	BASU MANOHARI
168	MANSUKH	MANGAL
169	MILIND CHITNAVIS	
170	MILIND CHITRAGUPTA	ANAND MILIND
171	MILIND SAAGAR	
172	MOHAN SIDDHARA	
173	MOHD. IQBAL	
174	MOHD. MASOOD	
175	MOHD. SHAFI	
176	MOHD. SHAFI NIYAZI	
177	MOHINDER SARIN	

PERFORMING RIGHT BOMBAY

178	MOHINDERJIT SINGH WASIR	
179	MOHINI CHAUDHURI	
180	MRINAL BANERJEE	
181	MRUNAL SAMPAT	
182	M. RANGA RAO	
183	M.A.RAVEENDRAN	
184	M.B. SRINIVASAN	
185	M.G.RADHAKRISHNAN	
186	M.K.ARJUNAN	
187	M.L. SONIK	SONIK OMI
188	M.L.OUSEPHACHAN	
189	M.M.KEERA VAANI	
190	M.S.VISHWANATHAN	
191	NADEEM SAIFI	NADEEM SHRAVAN
192	NAGENDRA	RAJAN NAGENDRA
193	NARAYAN DUTT	
194	NARSINGHRAO CHALMELA	SUNIL KUMAR
195	NAUSHAD ALI	NAUSHAD
196	NEETA SEN	
197	NIKHIL KAMATH	NIKHIL VINAY
198	NITIN	
199	N. DUTTA	
200	OMI SONIK	SONIK OMI
201	O.P.NAYYAR	
202	PABITRA NARAYAN CHATTERJI	
203	PADAMSHREE	
204	PAL	RAJAN & PAL
205	PALLAVI H. PRAKASH	
206	PANKAJ UDHAS	
207	PAVITRA AMIN	
208	PENDALAYA NAGESHWARA RAO	
209	PIYUSH KANOJIA	
210	PRABHAKAR JOG	
211	PRADIP LAD	
212	PRADYUMNA SHARMA	
213	PRAFULLA KAR	
214	PRAKASH PANDEY	HARSHAD PRAKASH
215	PRANAY	ARUP PRANAY
216	PREMNATH WADHAWAN	
217	PT. HEMRAJ	
218	PT. SHIVA RANE	
219	PT.RAVI SHANKAR	
220	PYARELAL	LAXMIKANT PYARELAL
221	P. RAMESH NAIDU	
222	P. SREENIVASAN	
223	P.J. BERNY	BERNY IGNATIUS
224	P.K.REGHU KUMAR	
225	P.S.VIDYADHARAN	
226	RAAM LAXMAN	
227	RABIN SARKAR	ARUN RABIN
228	RACHNA RANI	
229	RAGHUNATH SETH	
230	RAJ KAMAL BHARATI	RAJ KAMAL
231	RAJ SONIK	
232	RAJAN R.	RAJAN NAGENDRA
233	RAJESH ROSHAN	
234	RAJNISH DUGGAL	
235	RAJU NAUSHAD	
236	RAM GANGULY	
237	RAM KUMAR CHATTERJI	

238	RAM LAL	
239	RAM LALWANI	
240	RAMCHANDRA CHITALKAR	C. RAMCHANDRA
241	RAMPRAKASH NISHAAD	BHUDEV NISHAAD
242	RANA BANERJEE	
243	RANJIT GAZMER	
244	RATAN DEEP	ABDUL SATTAR
245	RATNESH SARKAR	
246	RAVI SHANKAR SHARMA	RAVI
247	RAVINDRA JAIN	
248	RISHIRAJ	
249	ROBIN BANERJEE	
250	ROBIN CHATTERJEE	
251	ROOP KUMAR	
252	ROSHAN	
253	ROSHAN LAL KHATRI	
254	R.D. BURMAN	
255	R.K. SEKAR	
256	SAILESH ROY	
257	SALIL CHAUDHRY	
258	SALIM S. MERCHANT	
259	SALUR HANUMANTHA RAO	
260	SAM DE CRASTO FERNANDEZ	
261	SAMAR GHATAK	
262	SAMEER SEN	DILIP SEN-SAMEER SEN
263	SAMIR GANGULY	
264	SAMIR KUMAR MUKHERJEE	
265	SANGEET AMIN	
266	SANJAY CHAKRAVARTY	
267	SANJAY MAROO	
268	SANJOY SEN GUPTA	
269	SAPAN SEN GUPTA	SAPAN JAGMOHAN
270	SARDAR MALIK	
271	SARDUL KWATRA	
272	SARNA MOHINDER	S. MOHINDER
273	SHAARANG DEV	
274	SHAMBHU SEN	
275	SHAMJI GHANSHYAMJI	
276	SHANKAR BANDHU PRASAD	
277	SHANKAR RAO NAIK	
278	SHANKAR SINGH	SHANKAR JAIKISHAN
279	SHARAVAN RATHOD	NADEEM SHRAVAN
280	SHARDA	
281	SHEKHAR SEN	
282	SHIV KUMAR SHARMA	SHIV HARI
283	SHIVAJI RAAJA	
284	SHRINIVAS KHALE	
285	SHYAM	SAMUEL JOSEPH
286	SHYAM B JAWDA	SHYAM SURENDRA
287	SHYAM RANGA	
288	SHYAM SAGAR	
289	SNEHAL BHATKAR	
290	SOUNDARYAN	
291	SUDHIR PHADKE	
292	SUDHIR SAIN	
293	SULAIMAN S. MERCHANT	
294	SUMITRA LAHIRI	
295	SURENDRA SINGH SODHI	SHYAM SURENDRA
296	SURESH KUMAR	
297	SURINDER KOHLI	

INDIAN PERFORMING RIGHTS SOCIETY BOMBAY

298	SURYA KAMAL	
299	SWAMY AMEET	
300	SYED JAN MOHD.	JANI BABU
301	S. PHILIPS	
302	S.A.RAJKUMAR	
303	S.BALAKRISHNAN	
304	S.D. BURMAN	
305	S.K. KARIM KHAN	
306	S.MADAN	
307	S.M. BABUL	
308	S.M. SUBBAIH NAIDU	
309	S.N. TRIPATHI	
310	S.P.BALASUBRAHMANYAM	
311	S.P.VENKATESAN	
312	S.RAJESWARA RAO	
313	S.VASURAO	
314	TAPAN CHANDRA BHATTACHARJEE	JEETU TAPAN
315	TAPAN MAJUMDAR	
316	TILAK RAAJ	
317	TRINA CHAKARBORTY	
318	TRIVENI PRASAD	TRIVENI BHAVANI
319	TUSHAR BHATIA	
320	T. CHELAPATHY RAO	
321	T.A.JOHNSON	
322	T.G.LINGAPPA	
323	T.K. JAYARAMAN	
324	T.K.PUKAZHENTHI	
325	T.S.BALASUBRAMANIAN	CHANAKYAH
326	T.UPENDRA KUMAR	
327	T.V. RAJU	
328	USHA KHANNA	
329	UTPAL BISWAS	AMAR UTPAL
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