

UCMR-ADA, Romanian Performing and Mechanical Rights Society



ANNUAL TRANSPARENCY REPORT 2020

UCMR-ADA
Bucharest,
Romania

Content

1. Important events _____	3
2. General information _____	5
3. Control/Audit _____	5
4. Annual reports of the management bodies _____	5
5. Refusal to conclude licenses _____	5
6. Distribution frequency _____	6
7. Legal persons _____	6
8. Revenue paid to the Council Board _____	6
9. General financial information regarding the sums collected and paid _____	7
10. Distributed sums based on usage types _____	8
11. Non distributed sums – solds at 31.12.2020 _____	9
12. Foreign collections and Foreign payments to similar foreign societies _____	11
13. Financial Report _____	15

1.2020 – Important events

Every year UCMR-ADA tries to improve the quality and efficiency of its collection activity, being concerned towards an openness and transparency of our society towards the rights holders.

Last year we had a historical high record level of collection but the year 2020 proved to be a very difficult one, with many challenges and unforeseen situations to which we had to adapt in order to survive. This year, the revenues decreased by 4.53% compared to 2019, reaching a total of 117.975.082 lei .

- The main sources of collection were Background music, Cable, TV and Internet.

- The Internet category recorded a remarkable increase of 164% compared to 2019 due to the licensing of the major online movie platforms such as Netflix, HBO Go and Amazon Prime Video.

- The categories most affected by the COVID 19 pandemic were: shows, concerts and cinema.

- Also due to the pandemic, the activity of UCMR-ADA's inspectors was restricted because during the state of emergency the licensing for background music were suspended. For this reason, some of UCMR-ADA's staff went into technical unemployment, working from home or working part time. These measures caused a reduction of the administrative costs and provided much needed saving and preparation for the financial crisis caused by the Covid pandemic 19. UCMR-ADA's administrative costs were reduced by 22.5% compared to 2019.

Legislative changes

- In February 2020, following the negotiation with the users, a new Methodology for the public communication of musical works in shows and festivals was established.

- UCMR-ADA has initiated the procedure for initiating negotiations for the Methodology for public

communication of musical works in online live performances

- UCMR-ADA has initiated the procedure for initiating negotiations for the Methodology for public communication of musical works on online film platforms

- The above methodologies were not finalized by the parties via negotiation.

International Representation

UCMR-ADA is a member of the most important international organizations that represent the interests of authors at the international level, CISAC, BIEM and GESAC.

In 2020, UCMR-ADA concluded a total number of 7 new reciprocal representation contracts as follows:

- 4 reciprocal representation contracts concluded for public performance rights with the following societies:

- **AMUS - Bosnia and Herzegovina**
- **IPRS - India**
- **SPAC- Panama**
- **COSCAP- Barbados**

3 reciprocal representation contracts concluded for mechanical rights with the following societies:

- **EAU - Estonia**
- **AKKA LAA – Latvia**
- **LATGA - Lithuania**

Revenues from international collections increased in 2020 by 2% compared to 2019 and in turn, UCMR-ADA distributed to sister societies abroad 8.5 million euros

UCMR-ADA has a total number of 136 contracts of mutual representation, 83 contracts for public performance and 53 contracts for mechanical rights.

Technology

- In 2020 UCMR-ADA acquired and implemented a new module for managing publishers' contracts.
- In August 2020, UCMR-ADA started its collaboration with the Spanish company BMAT for monitoring national Radio and TV stations.
- The UCMR-ADA Online Platform has been enhanced by adding the option to declare online music works using the digital signature.
- UCMR-ADA has registered over 162.530 musical works in CISNET.

2. General Information

UCMR-ADA is established and operates according to GO no. 26/2000 on associations and foundations and Law no. 8/1996 on copyright and neighboring rights;

UCMR-ADA functions as a non-profit association;

UCMR-ADA's Board of Directors is made up of 14 members elected by the General Assembly.

The financial accounting activity of UCMR-ADA is subject to the control of the Audit Commission and external audit.

The collective management activity of UCMR-ADA is annually subject to a substantial control exercised by the Romanian Copyright Office - governmental authority

Members' complaints about access to information are solved by a special committee made up of members elected by the General Assembly.

3. Controls / auditing financial activity

UCMR-ADA's financial activity for 2020 was permanently controlled by the Auditing Commission, audited externally and the Supervising Commission.

4. Annual reports of management bodies

Annual Report of the Board of Directors for 2020

Annual Report of the Director General for 2020

Annual Report of the Censors Commission for 2020

Annual report of the Standing Special Commission on Members' Access to Information for 2020

Annual report of the Supervising Commission 2020

The Annual Report for 2020, according to the format established by ORDA

The reports are approved by the Members of the General Assembly which will take place on 15th April of 2021.

5. Refusal to conclude licenses for non exclusive use of musical works:

There were no refusals.

6. Frequency of distributions

Quarterly, twice per year, as appropriate.

7. Legal persons owned or controlled by UCMR-ADA

UCMR-ADA does not hold participations or control other legal entities.

8. Net amounts paid to the members of the Board of Directors in 2020:

Senior and management allowances - 185.910 lei net

Remuneration representing copyright - 562.033 lei net

9. General Financial Information regarding sums collected and distributed in 2020

- (1) Includes sums collected in the previous years
 (2) UCMR-ADA's commission is applied on distributed sums not collected sums

Category	Collections	Paid sums	Commission	Average commission	SCF ³
	RON	RON	RON	%	RON
Total of:	117.975.082	124.942.611	16.772.397	13,4%	706.729
Broadcasting TV	28.847.400	25.192.666	3.526.941	14,0%	156.912
Broadcasting Radio	10.217.307	10.103.593	1.414.503	14,0%	53.577
Mechanical rights (phonograms and videograms)	807.202	503.487	70.475	14,0%	917
Background music – Common Fund	29.977.925	44.354.101	6.209.621	14,0%	243.821
Concerts and Shows	4.447.788	6.627.597	662.911	10,0%	62.136
Online	8.695.048	6.461.542	904.617	14,0%	23.890
Online - multi-territorial mandate	93.104	288.981	2.889	1,0%	1.371
Online mechanical	196.824	239.642	33.551	14,0%	1107
Ring back tones	32.617	31.240	4.374	14,0%	188
Cinemas	1.878.431	2.426.668	339.733	14,0%	13.271
Cable retransmission	22.817.888	20.973.978	2.936.359	14,0%	110.313
Private Copy	7.265.122	5.605.015	560.495	10,0%	21.787
Foreign Collections	2.698.427	2.165.123	105.928	5,0%	17.439

Includes interest (3.138.421 lei) distributed with remunerations from Radio, TV and Background music.

Includes the sum from foreign collections – phonograms of 231.438 lei received from SACEM (SDRM) - France

10. Distributed sums on rights categories and managed rights (2020)

Management type	Managed Right	Category	Distributed from sums collected in 2020 RON	Distributed from previous years RON	Total: RON
Compulsory	Performing Rights	Common Fund- background music (HORECA)	19.893.843	9.044.709	28.938.552
		Prescribed Amounts	-	11.545.019	11.545.019
		Direct Distribution	1.084.344	-	1.084.344
		Internet	6.614.675	707.913	7.322.588
		RBT	32.618	-	32.618
		Concerts	178.769	194.024	372.793
		Opera	427.907	144.503	572.410
		Concerts, Shows	3.444.451	269.133	3.713.584
		Theatres	1.220.947	19.228	1.240.174
		Radio	10.306.042	79.420	10.385.462
	TV	27.482.434	329.505	27.811.939	
	Cable Retransmission	Cable	18.629.228	4.792.251	23.421.478
	Private Copy	Private Copy	1.656.093	3.865.196	5.521.289
Non compulsory	Reproduction	Phonograms	449.009	5.091	454.100
		Videograms	2.922	-	2.922
	Public performance	Cinema	1.240.804	169.575	1.410.379
	Foreign Collections			1.771.505	393.618
TOTAL			94.435.591	31.559.185	125.994.776

Category	Amount (RON)
INDIVIDUALS	24.719.089
DECEASED MEMBERS	2.536.006
LEGAL ENTITIES	40.456.704
FOREIGN CMOS	42.662.696
UNIDENTIFIED	14.403.933
NONMEMBERS	1.061.557
CONFLICTS	153.690
ROUNDING	1.102
Total	125.994.776

11. Non distributed sums –balance on 31.12.2020

Category / rights	Details/explanations	Non distributed sums 31.12.2020
Reproduction	Phonograms	130.549
Public Performance	Dr.aut.concerts, musical events	37.156
Public Performance	Discotheques	11.169
Public Performance	Weddings and occasional events	42.010
Public Performance	Dr.aut.fd.com. - alim. publica	801.438
Public Performance	Dr.aut.fd.com. - commercial units	4.705.776
Public Performance	Dr.aut.fd.com. - exhibition fairs	3.769
Public Performance	Dr.aut.fd.com. - sport entertainment	3.031.896
Public Performance	Dr.aut.fd.com. - tourism	158.855
Public Performance	Dr.aut.fd.com. - transport	208.216
Public Performance	Dr.aut.fd.com. - waiting halls	19.260
Adaptation	Dr.aut.adaptation rights UCMR-ADA	5.213
Private Copy	Dr.aut.copie priv.aud-vid.anal.dig. (UPFR)	5.463.806
Private Copy	Private Copy - inc foreign	2.867
Reproduction	Dr.aut.videograms	15
Public Performance	Dr.aut.operas	33.402
Public Performance	Dr.aut.ring-tones	7
Public Performance	Dr.aut.internet	2.735.854
Public Performance	Dr.aut.cinema	653.267
Public Performance	Dr.aut.ring back tones	8

Broadcasting	Dr.aut.public tv	2.102
Broadcasting	Dr.aut.private radio	143.521
Broadcasting	Dr.aut. TV privat	1.452.548
Performing rights	Dr.aut.theatres	50.645
Performing rights	Dr.aut.concerts/shows	236.037
Foreign Collections	- USD	138.435
Foreign collections	- EUR	767.170
Cable Retransmission	Dr.aut.rep.cablu tv public	254.244
Cable Retransmission	Dr.aut.rep.cable tv privat posturi tv nationale	5.038.090
Total		26.127.325

12. Information regarding:

A. Sums collected from foreign CMOs

B. Sums paid to foreign CMOs

Country	Society	A. Collections		
		Collection	commission	Distributed sum
		RON	%	RON
SAMRO	SOUTH AFRICA	428	5%	407
MCPS	UNITED KINGDOM	44.486	5%	42.262
PRS	UNITED KINGDOM	594.911	5%	565.165
SADAIC	ARGENTINA	-	-	-
AMCOS	AUSTRALIA	14.619	5%	13.888
APRA	AUSTRALIA	14.349	5%	13.631
AKM	AUSTRIA	128.684	5%	122.250
AUME	AUSTRIA	1.889	5%	1.795
NCIP	BELARUS	25.724	5%	24.438
SABAM	BELGIUM	12.828	5%	12.186
AMUS	BOSNIA AND HERZEGOVINA	-	-	-
ABRAMUS	BRAZIL	-	-	-
ASSIM	BRAZIL	-	-	-

B. Payments				
Gross sum	Commission	SCF	Tax	Net sum
RON	RON	RON	RON	RON
27.856	3.794	419	4.457	19.186
68.872	7.505	-	6.887	54.480
15.309.377	2.125.693	-	1.530.938	11.652.746
70.152	8.968	-	11.224	49.960
4.318	605	-	691	3.022
989.242	135.797	13.726	98.924	740.795
509.161	68.611	7.048	15.275	418.227
6.569	744	-	197	5.628
-	-	-	-	-
280.800	37.020	4.641	14.040	225.099
3.658	492	63	585	2.518
10.950	1.448	157	1.752	7.593
18.851	2.639	177	3.016	13.019

UBC	BRAZIL	17521	5%	16645
SOCINPRO	BRAZIL	-	-	-
AMAR	BRAZIL	-	-	-
MUSIKAUTOR	BULGARIA	14.423	5%	13.702
SOCAN	CANADA	10.083	5%	9.579
SODRAC	CANADA	-	-	-
OSA	20256	15.083	5%	19243
SCD	CHILE	3.291	5%	3.127
MCSC	CHINA	7.859	5%	7.466
SAYCO	COLOMBIA	-	-	-
KOMCA	REPUBLIC OF KOREA	-	-	-
AUTODIAHIRISI	GREECE	4.284	5%	4.070
HDS-ZAMP	CROATIA	5.562	5%	5.284
KODA	DENMARK	4.483	5%	4.258
NCB PROD	DENMARK	13.141	5%	12.484
NMP	DENMARK	8.311	5%	7.895
EAU	ESTONIA	11.634	5%	11.052
SUISA	SWITZERLAND	37.498	5%	35.623
TEOSTO	FINLAND	9.517	5%	9.041
SDRM	FRANCE	-	-	-
SACEM	FRANCE	466.468	5%	443.145
GCA	GEORGIA	2.044	5%	1.942

37.828	5.253	496	6.053	26.026
15.835	2.109	207	2.534	10.985
8.914	1.131	147	1.426	6.210
86.803	12.003	1.353	4.340	69.107
1.498.826	206.319	21.319	239.813	1.031.375
3.014	352	58	482	2.122
62.024	8.455	952	6.203	46.414
-	-	-	-	-
7.108	991	104	1.137	4.876
21.890	3.036	290	3.502	15.062
59.107	8.242	-	9.457	41.408
-	-	-	-	-
24.059	3.209	341	2.406	18.103
454.506	62.609	7.180	45.451	339.266
27.652	2.998	-	2.765	21.889
-	-	-	-	-
-	-	-	-	-
375.294	50.182	5.415	37.532	282.165
104.075	13.951	1.607	5.204	83.313
102.101	10.883	-	10.210	81.008
2.739.295	373.164	36.738	273.929	2.055.464
12.923	1.530	175	646	10.572

GEMA	GERMANY	206.864	5%	196.520
CASH	HONG KONG	1.490	5%	1.415
IMRO	IRELAND	530	5%	503
STEF	ICELAND	-	-	-
ACUM	ISRAEL	79.548	5%	75.570
SIAE	ITALY	302.899	5%	287.754
JASRAC	JAPAN	59.215	5%	56.254
AKKA LAA	LATVIA	5.493	5%	5.219
LATGA	LITHUANIA	2.967	5%	2.819
ZAMP	MACEDONIA	5.241	5%	4.979
SACM	MEXICO	3.585	5%	3.406
PAM CG	MONTENEGRO	-	-	-
TONO	NORWAY	20.535	5%	19.508
STEMRA	NETHERLANDS	20.523	5%	19.497
BUMA	NETHERLANDS	19.585	5%	18.606
APDAYC	PERU	-	-	-
ZAIKS	POLAND	162.808	5%	154.667
SPA	PORTUGAL	3.238	5%	3.076
RAO	RUSSIAN FEDERATION	-	-	-
SOKOJ	SERBIA	25.546	5%	24.268
SOZA	SLOVAKIA	10.934	5%	10.387
SAZAS	SLOVENIA	-	-	-

3.036.097	407.218	44.077	91.083	2.493.719
19.384	2.713	255	3.101	13.315
233.647	29.763	-	7.009	196.875
11.906	1.510	169	594	9.633
87.937	12.135	1.246	8.794	65.762
1.207.313	163.391	17.429	60.364	966.129
40.200	5.333	575	4.020	30.272
-	-	-	-	-
7.186	1.000	80	719	5.387
9.612	1.342	-	961	7.309
136.210	18.939	2.115	20.432	94.724
3.058	421	54	489	2.094
575.559	71.833	8.579	28.777	466.370
26.637	2.948	-	800	22.889
647.462	88.240	8.364	19.423	531.435
2.439	323	33	390	1.693
205.049	28.391	3.247	20.505	152.906
85.367	11.481	1.345	8.537	64.004
223.521	30.747	3.603	22.352	166.819
36.029	4.757	-	3.603	27.669
7.284	959	114	1.093	5.118
45.329	6.341	-	2.266	36.722

SGAE	SPAIN	67.339	5%	63.972
BMI	UNITED STATES	26.463	5%	25.140
ASCAP	UNITED STATES	12.786	5%	12.146
AMRA	UNITED STATES	-	-	-
SESAC	UNITED STATES	-	-	-
STIM	SWEDEN	98.904	5%	93.959
MCT	THAILAND	13.366	5%	12.697
MESAM	TURKEY	53.887	5%	51.192
MSG	TURKEY	-	-	-
ARTISJUS	HUNGARY	344.976	5%	327.728
NGO-UACRR	UKRAINE	-	-	-
TOTAL		3.005.979		2.871.862

684.005	93.897	9.765	68.401	511.942
10.373.096	1.441.727	142.817	1.037.309	7.751.243
10.145.058	1.396.112	-	1.014.506	7.734.440
166.102	23.133	2.444	16.610	123.915
700.523	95.424	-	112.084	493.015
1.395.423	187.969	19.317	139.542	1.048.595
-	-	-	-	-
542.968	75.246	8.094	54.297	405.331
400.390	55.931	6.094	40.039	298.326
803.910	109.458	10.148	80.391	603.913
29.455	3.991	389	4.713	20.362
54.829.216	7.532.406	392.966	5.214.280	41.689.564

13. FINANCIAL REPORT - UCMR-ADA

	2020 (RON)	2019 (RON)
SURPLUS	7.390.819	2.844.715
TOTAL INCOME, OF WHICH:	17.732.907	16.190.889
1. REVENUE FROM MANAGEMENT FEES, of which:	16.772.415	15.215.035
MECHANICAL REPRODUCTION	70.475	83.012
CABLE RETRANSMISSION	2.936.359	2.026.765
PRIVATE COPY	560.495	623.063
RADIO BROADCAST	1.414.503	1.126.017
TV BROADCASTING	3.526.941	2.919.507
BACKGROUND MUSIC	6.209.621	6.492.123
CONCERTS AND SHOWS	662.911	1.007.699
MOVIE THEATERS	339.733	483.983
INTERNET - PUBLIC PERFORMANCE	904.617	337.393
INTERNET - MECHANICAL REPRODUCTION	33.551	2.395
RINGTONES - PUBLIC PERFORMANCE	3.194	3.718
RINGTONES - MECHANICAL REPRODUCTION	1.180	1.780
INTERNATIONAL COLLECTIONS	108.818	105.553
SINGLE COLLECTOR MANDATE- CABLE 2% AND 6%	18	2.027
2. FINANCIAL REVENUE	305.392	352.613
3. OTHER OPERATING INCOME - RECOVERY OF COURT COSTS	189.355	141.170
4. OTHER OPERATING INCOME	465.745	482.071
COST OF MANAGEMENT:	10.342.088	13.346.176
EXPENDITURE WITH RAW MATERIAL AND CONSUMABLE MATERIALS	186.757	185.152
EXPENDITURE WITH ENERGY AND WATER, MAINTENANCE AND REPAIRS	111.588	112.680
RENT EXPENSES	15.077	54.850
EXPENDITURE WITH LEGAL ASSISTANCE AND AUDIT SERVICES	417.255	818.443
EXPENSES WITH TRANSPORT AND TRAVEL	105.675	321.251
EXPENDITURE WITH SALARIES AND CONTRIBUTIONS DUE TO THE BUDGET	6.445.336	7.881.399
EXPENDITURE WITH PROFESSIONAL CONTRIBUTIONS	49.161	92.772
EXPENDITURE WITH SERVICES PROVIDED	1.015.579	1.060.690
OTHER EXPENSES	749.296	636.622
DEPRECIATION AND AMORTIZATION	417.020	449.144
EXPENDITURE WITH ASSIGNED ASSETS	194.559	306.931
EXPENSES WITH TAXES AND TAXES	143.036	105.444
EXPENDITURE WITH PROVISIONS FOR RISKS AND EXPENSES	-	556.780
FINANCIAL EXPENSES	491.748	764.018