

Phonographic Performance (Ireland) Company Limited by Guarantee

FINANCIAL INFORMATION

In accordance with the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 – Annual Transparency Report (ATR) incorporating the Special Report for the financial year ended 31 December 2023.

Phonographic Performance (Ireland) Company Limited by Guarantee

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FINANCIAL ACTIVITIES REPORT

The directors present herewith their Annual Transparency Report in accordance with the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 for the financial year ended 31 December 2023.

PRINCIPAL ACTIVITIES

The principal activity of the company is the collection and distribution of licence fees for the broadcasting, cable transmission, dubbing and public performance of sound recordings on behalf of its members. The company also makes payments to performers on behalf of its members.

BUSINESS REVIEW

Phonographic Performance (Ireland) Company Limited by Guarantee had a successful year in 2023.

Collections have grown and while the cost of collection and distributions have also increased, this has resulted in increased distributable income for both members and performers. The directors believe this leaves the Company well placed to build on this year's success going forward.

ACCOUNTING RECORDS

The measures taken by the directors to ensure compliance with the requirements of Sections 281 to 285 of the Companies Act 2014 with regard to the keeping of accounting records, are the employment of appropriately qualified accounting personnel and the maintenance of computerised accounting systems. The company's accounting records are maintained at the company's registered office at 63 Patrick Street, Dun Laoghaire, Co. Dublin.

RESULTS AND DIVIDENDS

The income, expenditure and distribution account and balance sheet for the financial year ended 31 December 2023 are set out on pages 11 and 12. The revenue available for distribution to member companies before taxation amounted to €7,023,915 (2022 - €6,267,826).

There were no dividends paid during the year.

GOING CONCERN

The directors report sets out the principal activities, business review and principal risks and uncertainties. Taking account of all these factors the directors, having reviewed forecasts, are satisfied the company has adequate resources and cashflow to sustain it for the foreseeable future. Based on this analysis, the directors believe the going concern basis of accounting is still appropriate.

FUTURE DEVELOPMENTS, PRINCIPAL RISKS AND UNCERTAINTIES

Phonographic Performance (Ireland) Company Limited by Guarantee will continue to make collections for its members and to distribute the licence fees collected in a timely manner. The directors will endeavour to protect and maximise all its future revenue streams.

The company is currently in dispute with Recorded Artists Actors Performers Company Limited by Guarantee (RAAP).

RAAP issued two sets of proceedings against PPI.

The first case (where the Irish State was also a defendant) dealt primarily with the definition of a "qualifying performer/performance" as set out in the Copyright and Related Rights Act 2000. The case went to the Court of Justice of the European Union (CJEU) which held that Irish Law should not have qualifying provisions. The existence of qualifying provisions in Irish Law meant that certain non-Irish and non-EU performers/performances were not paid equitable remuneration by PPI and this was reflected in a split of distributable revenue which favoured PPI's members. The CJEU decision meant that Irish Law should be changed to reflect this and PPI immediately asked the Irish Government to change the law – as PPI has always

Phonographic Performance (Ireland) Company Limited by Guarantee

followed Irish Law and will continue to do so. PPI is accordingly awaiting legislation from the Irish Government. Because of this it is not clear how the split of distributable revenue will be affected and if the split is to be affected it is not clear when any change will take place. The pleadings have now been amended to take into account the CJEU judgement and the case is now proceeding to discovery.

RAAPs second set of proceedings against PPI were heard by the High Court and appealed to the Court of Appeal where it was held that RAAP does not represent all performers in the world, only those performers that authorize them to act on their behalf and whilst RAAP can determine what payments are made to its own members it is PPIs responsibility to determine remuneration due to performers generally. The pleadings in this case have also been amended to take into account the Court of Appeal decision with RAAP claiming that it is anti-competitive for PPI to make such determinations to performers. Case two is also now proceeding to discovery.

The company continues to work closely with its agent the Irish Music Rights Organisation Company Limited by Guarantee to maximise public performance collections.

POST BALANCE SHEET EVENTS

There have been no significant events affecting the company since year end.

DIRECTORS

The directors who served during the financial year were:

Annette Donnelly
William Kavanagh
Priscilla Kotey
Mark Crossingham
Alan Hennessy

Annette Donnelly will be retiring from the board by rotation.

SECRETARY

Joe Fitzpatrick

TRANSACTIONS INVOLVING DIRECTORS

Details of transactions involving directors are set out in note 19 to the ATR. Apart from these, there are no contracts or arrangements of any significance in relation to the business of the company in which the directors had any interest, as defined in the Companies Act 2014, at any time during the financial year ended 31 December 2023.

COMPLIANCE STATEMENT

For the purposes of section 225 of the companies Act 2014 (the "Act"), we, the directors:

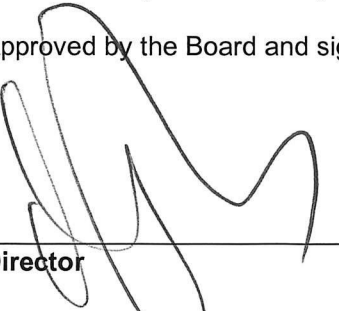
1. Acknowledge that we are responsible for securing the Company's compliance with its relevant obligations as defined in section 225(1) of the Act (the "relevant obligations"); and
2. Confirm that each of the following has been done:
 - i. a compliance statement (as defined in section 225(3)(a) of the Act) setting out the Compliance policies (that in our opinion, are appropriate to the company) respecting compliance by the Company with its relevant obligations has been drawn up;
 - ii. appropriate arrangements or structures, that are, in our opinion, designed to secure material compliance with the Company's relevant obligations, have been put in place; and
 - iii. during the financial year to which this report relates, a review of the arrangements or structures referred to in paragraph ii above has been concluded.

FINANCIAL ACTIVITIES REPORT (CONTINUED)

Persons Controlled by the Company

There are no persons directly or indirectly owned or controlled, wholly or in part by the company.

Approved by the Board and signed on its behalf by:


A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above a horizontal line.

Director


A smaller, more compact handwritten signature in black ink, positioned above a horizontal line.

Director

Date:

LEGAL AND GOVERNANCE STRUCTURE

Directors' responsibilities statement

The directors are responsible for preparing the Directors' report and the financial statements in accordance with Irish law and regulations.

Irish company law requires the directors to prepare the financial statements for each financial year. Under the law, the directors have elected to prepare the financial statements in accordance with the Companies Act 2014 and Financial Reporting Standard 102 'The Financial Reporting Standard applicable in the UK and Republic of Ireland' .

Under company law, the directors must not approve the financial statements unless they are satisfied that they give a true and fair view of the assets, liabilities and financial position of the company as at the financial year end date, of the profit or loss for that financial year and otherwise comply with the Companies Act 2014.

In preparing these financial statements, the directors are required to:

- select suitable accounting policies for the company's financial statements and then apply them consistently;
- make judgments and accounting estimates that are reasonable and prudent;
- state whether the financial statements have been prepared in accordance with applicable accounting standards, identify those standards, and note the effect and the reasons for any material departure from those standards; and
- prepare the on the going concern basis unless it is inappropriate to presume that the company will continue in business.

The directors are responsible for ensuring that the company keeps or causes to be kept adequate accounting records which correctly explain and record the transactions of the company, enable at any time the assets, liabilities, financial position and profit or loss of the company to be determined with reasonable accuracy, enable them to ensure that the financial statements and Directors' report comply with the Companies Act 2014 and enable the financial statements to be audited. They are also responsible for safeguarding the assets of the company and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.



Phonographic Performance (Ireland) Company Limited by Guarantee

INDEPENDENT LIMITED ASSURANCE REPORT TO THE PHONOGRAPHIC PERFORMANCE (IRELAND) COMPANY LIMITED BY GUARANTEE ("PPI" or "THE COMPANY") IN RESPECT OF THE ANNUAL TRANSPARENCY REPORT FOR THE FINANCIAL YEAR ENDED 31 December 2023

In accordance with our engagement letter, we were engaged by PPI to perform a limited assurance engagement in respect of the accounting information included in the Annual Transparency Report for the financial year ended 31 December 2023 ("Annual Transparency Report"), prepared pursuant to Regulation 20(4) of the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 ("the Directive").

The accounting information included in the Annual Transparency Report is defined in Regulation 20(5) of the Directive, which comprises the financial statements specified in Part 1 of the Schedule (Information to be provided in Annual Transparency Report) to the Directive, on which we opined on 15 November 2023 with an unqualified opinion as reproduced on pages 11 and 12 of this Annual Transparency Report, and the financial information specified in Parts 2 and 3 of the Schedule to the Directive ("accounting information").

Respective Responsibilities

As a collective management organisation, you are responsible for preparing the Annual Transparency Report, including a special report as required by Regulation 20(1) of the Directive for each financial year no later than eight months following the end of that financial year. This Annual Transparency Report is required to contain at least the information set out in the Schedule to the Directive and comply with the overall requirements in the Directive.

As directors of PPI, you are responsible for ensuring that PPI keeps, or causes to be kept, adequate accounting records allowing the preparation of the Annual Transparency Report for each financial year that fairly presents the activity of the Company.

Our responsibility is to review the accounting information included in the Annual Transparency Report and provide a limited level of assurance on whether anything has come to our attention, based on the procedures performed and evidence obtained, that would cause us to believe, in all material respects, that the accounting information included in the Annual Transparency Report is not fairly stated and complies with the requirements of the Directive.

Scope of Limited Assurance Engagement

Our work was conducted having regard to the International Standard on Assurance Engagements 3000 (Revised) "Assurance Engagements other than Audits or Reviews of Historical Financial Information" ("ISAE 3000").

We were not required to carry out an audit conducted in accordance with International Standards on Auditing (UK and Ireland). Consequently our conclusion is not expressed as an audit opinion.

In accordance with ISAE 3000, we confirm that we apply International Standard on Quality Control 1 and accordingly maintain a comprehensive system of quality control including documented policies and procedures regarding compliance with ethical requirements, professional standards and applicable legal and regulatory requirements.

We also comply with the independence and other ethical requirements of the Code of Ethics for Professional Accountants issued by the International Ethics Standards Board for Accountants.

We planned and performed procedures to obtain limited assurance on whether anything has come to our attention, based on the procedures performed and evidence obtained, that would cause us to believe, in all material respects, that the accounting information included in the Annual Transparency Report is not fairly stated and complies with the requirements of the Directive.



Phonographic Performance (Ireland) Company Limited by Guarantee

INDEPENDENT LIMITED ASSURANCE REPORT TO THE PHONOGRAPHIC PERFORMANCE (IRELAND) COMPANY LIMITED BY GUARANTEE ("PPI" or "THE COMPANY") IN RESPECT OF THE ANNUAL TRANSPARENCY REPORT FOR THE FINANCIAL YEAR ENDED 31 December 2023 (CONTINUED)

The procedures we performed are included in Appendix I to this Report.

Conclusion

Based on the procedures performed and evidence obtained, nothing has come to our attention that causes us to believe that, in all material respects, that the accounting information included in the Annual Transparency Report for the financial year ended 31 December 2023 is not fairly stated and complies with the requirements of the Directive.

Restriction on use of our Report

Our Report has been prepared solely for your exclusive use however, we understand that a copy of our Report will be included on the Company's website for a period of 5 years. Our report must not be recited or referred to in whole or in part in any other document. Our report must not be made available, copied or recited to any other party without our express written permission. Notwithstanding any written permission given, BDO neither owes nor accepts any duty to any party, other than the Company, in connection with our report or this engagement and shall not be liable for any loss, damage, or expense of whatsoever nature which is caused by reliance on our report.

Stewart Dunne
for and on behalf of
BDO
Dublin
Statutory Audit Firm

Date: 18/11/2024

Phonographic Performance (Ireland) Company Limited by Guarantee

INDEPENDENT LIMITED ASSURANCE REPORT TO THE PHONOGRAPHIC PERFORMANCE (IRELAND) COMPANY LIMITED BY GUARANTEE ("PPI" or "THE COMPANY") IN RESPECT OF THE ANNUAL TRANSPARENCY REPORT FOR THE FINANCIAL YEAR ENDED 31 December 2023

Appendix I - Summary of Procedures

- Discussed the requirements of European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 with company management.
- Inquired with company management and understood the process completed by the company to prepare the Annual Transparency Report.
- Obtained a copy of the audited financial statements for the financial year ended 31 December 2023 and agreed the numbers to the underlying trial balance.
- Agreed the financial information in the audited trial balance to the financial information included in each category of the Annual Transparency Report. For clarity, the categories consist of:
 - Total revenue
 - Summary by types of use
 - Other income
 - Amounts collected but not attributed
 - Amounts attributed not yet distributed
 - Delayed distributions
 - Non-distributable amounts
 - Cmo report - appendix to the financial report
- Where amounts did not agree directly between the Annual Transparency Report and the audited trial balance, inquired with company management how the figures have been calculated/extracted and agreed to supporting documentation if required.
- Reviewed the cost allocations between the categories of Broadcast, Public Performance, International and Online percentages to management budgets and supporting information where required.
- Read the narrative information included by company management as part of the Annual Transparency Report and discussed with management how they believed the narrative satisfied the requirements of the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 with company management.
- Compared narrative information included by company management as part of the Annual Transparency Report and the narrative information included in the audited financial statements. Inquired with management should any narrative information be inconsistent or misleading.
- Obtained written representations from the directors of the company to confirm their responsibilities for the financial and narrative information included in Annual Transparency Report.
- Reported to company management where our procedures above have identified areas where the accounting information included in the Annual Transparency Report was not in compliance with the requirements of Schedule 1 to the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016.



Phonographic Performance (Ireland) Company Limited by Guarantee

Independent Auditors' Report to the Members of Phonographic Performance (Ireland) Company Limited by Guarantee (REPRODUCED)

OPINION

We have audited the financial statements of Phonographic Performance (Ireland) Company Limited by Guarantee (the 'company') for the financial year ended 31 December 2023, which comprise the Statement of comprehensive income, the Balance sheet, the Statement of changes in equity and the notes to the financial statements, including a summary of significant accounting policies. The financial reporting framework that has been applied in their preparation is Irish law and Financial Reporting Standard 102 'The Financial Reporting Standard applicable in the UK and Republic of Ireland'.

In our opinion the financial statements:

- give a true and fair view of the assets, liabilities and financial position of the Company as at 31 December 2023 and of its profit for the financial year then ended;
- have been properly prepared in accordance with Financial Reporting Standard 102 'The Financial Reporting Standard applicable in the UK and Republic of Ireland'; and
- have been properly prepared in accordance with the requirements of the Companies Act 2014.

BASIS FOR OPINION

We conducted our audit in accordance with International Standards on Auditing (Ireland) (ISAs (Ireland)) and applicable law. Our responsibilities under those standards are further described in the Auditors' responsibilities for the audit of the financial statements section of our report. We are independent of the company in accordance with the ethical requirements that are relevant to our audit of financial statements in Ireland, including the Ethical Standard issued by the Irish Auditing and Accounting Supervisory Authority (IAASA), and we have fulfilled our other ethical responsibilities in accordance with these requirements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

CONCLUSIONS RELATING TO GOING CONCERN

We have nothing to report in respect of the following matters in relation to which ISAs (Ireland) require us to report to you where:

- the directors' use of the going concern basis of accounting in the preparation of the financial statements is not appropriate; or
- the directors have not disclosed in the financial statements any identified material uncertainties that may cast significant doubt about the company's ability to continue to adopt the going concern basis of accounting for a period of at least twelve months from the date when the financial statements are authorised for issue.

OTHER INFORMATION

The directors are responsible for the other information. The other information comprises the information included in the Annual report, other than the financial statements and our Auditors' report thereon. Our opinion on the financial statements does not cover the other information and, except to the extent otherwise explicitly stated in our report, we do not express any form of assurance conclusion thereon.



Phonographic Performance (Ireland) Company Limited by Guarantee

Independent Auditors' Report to the Members of Phonographic Performance (Ireland) Company Limited by Guarantee (REPRODUCED) (CONTINUED)

In connection with our audit of the financial statements, our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the financial statements, or our knowledge obtained in the audit or otherwise appears to be materially misstated. If we identify such material inconsistencies or apparent material misstatements, we are required to determine whether there is a material misstatement in the financial statements or a material misstatement of the other information. If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact.

We have nothing to report in this regard.

OPINION ON THE OTHER MATTERS PRESCRIBED BY THE COMPANIES ACT 2014

Based solely on the work undertaken in the course of the audit, we report that:

- in our opinion, the information given in the Directors' Report is consistent with the financial statements; and
- in our opinion, the Directors' Report has been prepared in accordance with applicable legal requirements.

We have obtained all the information and explanations which we consider necessary for the purposes of our audit.

In our opinion the accounting records of the company were sufficient to permit the financial statements to be readily and properly audited, and the financial statements are in agreement with the accounting records.

MATTERS ON WHICH WE ARE REQUIRED TO REPORT BY EXCEPTION

Based on the knowledge and understanding of the company and its environment obtained in the course of the audit, we have not identified material misstatements in the Directors' Report.

The Companies Act 2014 requires us to report to you if, in our opinion, the disclosures of directors' remuneration and transactions required by sections 305 to 312 of the Act are not made. We have nothing to report in this regard.

RESPECTIVE RESPONSIBILITIES AND RESTRICTIONS ON USE

RESPONSIBILITIES OF DIRECTORS FOR THE FINANCIAL STATEMENTS

As explained more fully in the Directors' responsibilities statement on page 4, the directors are responsible for the preparation of the financial statements and for being satisfied that they give a true and fair view, and for such internal control as the directors determine is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, the directors are responsible for assessing the company's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the management either intends to liquidate the company or to cease operations, or has no realistic alternative but to do so.

AUDITORS' RESPONSIBILITIES FOR THE AUDIT OF THE FINANCIAL STATEMENTS

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an Auditors' report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with ISAs (Ireland) will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.



Phonographic Performance (Ireland) Company Limited by Guarantee

Independent Auditors' Report to the Members of Phonographic Performance (Ireland) Company Limited by Guarantee (REPRODUCED) (CONTINUED)

A further description of our responsibilities for the audit of the financial statements is located on the IAASA's website at: [https://www.iaasa.ie/Publications/ISA 700 \(Ireland\)](https://www.iaasa.ie/Publications/ISA_700_(Ireland)). This description forms part of our Auditors' report.

A handwritten signature in black ink, appearing to read 'Stewart Dunne', written over a horizontal line.

Stewart Dunne
for and on behalf of

BDO

Dublin Statutory Audit Firm

Date: 18/11/2024

Phonographic Performance (Ireland) Company Limited by Guarantee

**Statement of comprehensive income
For the financial year ended 31 December 2023 (REPRODUCED)**

	Note	2023 €	2022 €
Turnover	4	12,900,740	11,333,966
GROSS PROFIT		12,900,740	11,333,966
Distributable to performers		(2,804,611)	(2,682,906)
Cost of collection and distribution		(2,239,206)	(1,842,757)
Distribution Reserve	13	(546,972)	(203,035)
IRMA Service Charge		(302,909)	(304,058)
OPERATING PROFIT	5	7,007,042	6,301,210
Other interest receivable and similar income	7	16,876	-
Interest payable and similar expenses		-	(33,384)
PROFIT FOR THE FINANCIAL YEAR		<u>7,023,918</u>	<u>6,267,826</u>
OTHER COMPREHENSIVE INCOME			
Other comprehensive benefit / (expenses)		21,567	(20,218)
TOTAL COMPREHENSIVE INCOME FOR THE FINANCIAL YEAR		<u>7,045,485</u>	<u>6,247,608</u>

The notes on pages 15 to 24 form part of the ATR.

Phonographic Performance (Ireland) Company Limited by Guarantee

**Balance sheet
As at 31 December 2023 (REPRODUCED)**

	Note	2023 €	2022 €
FIXED ASSETS			
Tangible assets	8	33,222	22,548
CURRENT ASSETS			
Debtors within one year	9	3,033,096	2,703,667
Cash at bank and in hand	10	15,533,453	13,935,463
		<u>18,566,549</u>	<u>16,639,130</u>
Creditors: amounts falling due within one year	11	(9,150,313)	(8,875,062)
NET CURRENT ASSETS		9,416,236	7,764,068
TOTAL ASSETS LESS CURRENT LIABILITIES		<u>9,449,458</u>	<u>7,786,616</u>
NET ASSETS		<u>9,449,458</u>	<u>7,786,616</u>
CAPITAL AND RESERVES			
Members reserve	13	(63,152)	(84,719)
Other reserves	13	474	474
Profit and loss account	13	9,512,136	7,870,861
SHAREHOLDERS' FUNDS		<u>9,449,458</u>	<u>7,786,616</u>

These financial statements have been prepared in accordance with the small companies regime.

The financial statements were approved and authorised for issue by the board:

Director

Date:

15/11/2024

Director

Date:

15/11/2024

The notes on pages 15 to 24 form part of the ATR.

Phonographic Performance (Ireland) Company Limited by Guarantee

Annual Transparency Report in Accordance with the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 - Financial Information For the Financial year Ended 31st December, 2023

Licence Fee Income and Associated Costs

The licence fee income collected for 2023 and the associated costs are shown below. All costs are funded from licence fee income.

Category of Rights	Revenue Collected Euro €	Cost Allocation Euro €	% B/A	Gross Distributable Income Euro €	Service Level Agreement Euro €	Distributable Amounts Euro €	Distribution Frequency RightsHolder Performers
Broadcasting fees	5,054,803	(542,386)	10.7%	4,512,418	(118,687)	4,393,731	Bi-Annually
Broadcasting fees dubbing	902,318	(95,888)	10.6%	806,430	(21,186)	785,243	Bi-Annually
Public Performance fees	6,196,647	(1,501,182)	24.2%	4,695,465	(145,497)	4,549,968	Bi-Annually
Dubbing Fees	605,718	(72,348)	11.9%	533,370	(14,222)	519,147	Bi-Annually
Cable Fees	141,254	(10,529)	7.5%	130,726	(3,317)	127,409	Bi-Annually
	<u>12,900,740</u>	<u>(2,222,332)</u>	17.2%	<u>10,678,408</u>	<u>(302,909)</u>	<u>10,375,499</u>	
International	75,080	0		75,080	0	75,080	Bi-Annually
Total	<u>12,975,820</u>	<u>(2,222,332)</u>		<u>10,753,488</u>	<u>(302,909)</u>	<u>10,450,579</u>	

Direct costs of licensing activities were allocated directly to each category of rights. Indirect costs were pro-rated across each category of rights. The same methodology and cost rates were applied to allocations made to direct members and members of other collective management organisations. During the year €16,874 in interest income was generated from the investment of rights revenue. Interest income was pro-rated across the categories of rights revenue and offset against the costs attributed to that revenue type for the year.

PPI transferred the sum of €10,000 (by way of a social/cultural/educational payment) to IRMA, to help fund the setup of AIM Ireland.

Phonographic Performance (Ireland) Company Limited by Guarantee

Annual Transparency Report in Accordance with the European Union (Collective Rights Management) (Directive 2014/26/EU) Regulations 2016 - Financial Information
For the Financial year Ended 31st December, 2023

	AMOUNTS COLLECTED BUT NOT ATTRIBUTED - WORK IN PROGRESS										
	FY23	FY22	FY21	FY20	FY19	FY18	FY17	FY16	FY15	FY14	FY13
Broadcasting Fees	765,124	440,733	206,928	81,734	90,351	74,710	78,984	52,150	1,146	1,546	4,291
Broadcasting Fees Dubbing	93,259	59,534	24,172	4,846	6,360	4,164	5,349	-1	199	269	709
Public Performance Fees	937,960	432,195	141,429	73,598	132,503	125,328	128,888	69,465	1,646	2,011	5,642
Dubbing Fees	62,604	21,166	2,853	1,134	6,144	1,417	2,198	-1	151	260	759
Cable Fees	21,381	11,454	11,041	2,902	2,708	2,423	2,605	1,939	65	106	303
	1,880,329	965,081	386,423	164,214	238,067	208,042	218,024	123,552	3,207	4,192	11,706

Note 21

	AMOUNTS COLLECTED BUT NOT YET DISTRIBUTED - WORK IN PROGRESS										
	FY23	FY22	FY21	FY20	FY19	FY18	FY17	FY16	FY15	FY14	FY13
Broadcasting Fees	1,355,875	423,400	98,149	115,908	68,043	68,866	55,989	49,336	0	0	0
Broadcasting Fees Dubbing	167,363	26,353	1,305	11,335	1,189	1,996	440	0	0	0	0
Public Performance Fees	1,662,158	415,198	67,082	104,369	99,786	115,524	91,363	65,717	0	0	0
Dubbing Fees	112,349	9,369	154	2,652	1,148	680	181	0	0	0	0
Cable Fees	37,889	11,003	5,237	4,115	2,039	2,233	1,847	1,834	0	0	0
	3,335,635	885,324	171,927	238,379	172,205	189,300	149,819	116,887	0	0	0

Note 22

	DELAYED DISTRIBUTIONS										
	FY23	FY22	FY21	FY20	FY19	FY18	FY17	FY16	FY15	FY14	FY13
Broadcasting Fees	516,947	502,152	449,688	455,020	0	0	0	0	402,851	459,993	307,568
Broadcasting Fees Dubbing	633,722	492,425	307,349	409,724	0	0	0	0	578,772	598,410	404,419
Public Performance Fees	14,446	13,050	23,993	16,156	0	0	0	0	22,807	31,476	21,752
Dubbing Fees											
Cable Fees											
	1,165,114	1,007,627	781,030	880,899	0	0	0	0	1,004,430	1,089,879	733,739

Note 23

Phonographic Performance (Ireland) Company Limited by Guarantee

Notes to the ATR For the financial year ended 31 December 2023

1. GENERAL INFORMATION

Phonographic Performance (Ireland) Company Limited by Guarantee is a private company limited by guarantee, incorporated in the Republic of Ireland. The Registered Office is 63 Patrick Street, Dun Laoghaire, Co. Dublin, which is also the principal place of business of the company. The nature of the company's operations and its principal activities are set out in the report on page 1.

2. ACCOUNTING POLICIES

2.1 BASIS OF PREPARATION OF FINANCIAL STATEMENTS

The financial statements have been prepared under the historical cost convention unless otherwise specified within these accounting policies and in accordance with Section 1A of Financial Reporting Standard 102, the Financial Reporting Standard applicable in the UK and the Republic of Ireland and the Companies Act 2014.

The preparation of financial statements in compliance with FRS 102 requires the use of certain critical accounting estimates. It also requires management to exercise judgment in applying the company's accounting policies (see note 3).

The following principal accounting policies have been applied:

2.2 GOING CONCERN

The directors report sets out the principal activities, business review and principal risks and uncertainties. Taking account of all these factors the directors, having reviewed forecasts, are satisfied the company has adequate resources and cashflow to sustain it for the foreseeable future. Based on this analysis, the directors believe the going concern basis of accounting is still appropriate.

2.3 REVENUE

Licence fee income which excludes value added tax, represents the invoiced value, and is recognised evenly over the period of the licence term.

In the absence of an invoice, broadcasting and other income is accrued based on the amount agreed in the contract.

Public performance fees, broadcasting fees and other income are accounted for on combination of an accruals and cash basis. Interest and investment income received are accounted for under the accruals basis.

2.4 TANGIBLE FIXED ASSETS

Tangible fixed assets under the cost model are stated at historical cost less accumulated depreciation and any accumulated impairment losses. Historical cost includes expenditure that is directly attributable to bringing the asset to the location and condition necessary for it to be capable of operating in the manner intended by management.

The company adds to the carrying amount of an item of fixed assets the cost of replacing part of such an item when that cost is incurred, if the replacement part is expected to provide incremental future benefits to the company. The carrying amount of the replaced part is derecognised. Repairs and maintenance are charged to profit or loss during the period in which they are incurred.

Notes to the ATR
For the financial year ended 31 December 2023

2. ACCOUNTING POLICIES (CONTINUED)

2.4 TANGIBLE FIXED ASSETS (continued)

Depreciation is charged so as to allocate the cost of assets less their residual value over their estimated useful lives, using the straight-line method.

The estimated useful lives range as follows:

Long-term leasehold property	- 8	years
Fixtures and fittings	- 8	years
Computer equipment	- 3	years

The assets' residual values, useful lives and depreciation methods are reviewed, and adjusted prospectively if appropriate, or if there is an indication of a significant change since the last reporting date.

Gains and losses on disposals are determined by comparing the proceeds with the carrying amount and are recognised in profit or loss.

2.5 OPERATING LEASES: THE COMPANY AS LESSEE

Rentals paid under operating leases are charged to profit or loss on a straight-line basis over the lease term.

2.6 DEBTORS

Short-term debtors are measured at transaction price, less any impairment. Loans receivable are measured initially at fair value, net of transaction costs, and are measured subsequently at amortised cost using the effective interest method, less any impairment.

2.7 Deferred contract costs

Contact costs are recognized using the cost model. After recognition, deferred contract costs are released to the profit and loss account over the period in which it is anticipated these costs are recovered.

2.8 CASH AND CASH EQUIVALENTS

Cash is represented by cash in hand and deposits with financial institutions repayable without penalty on notice of not more than 24 hours. Cash equivalents are highly liquid investments that mature in no more than three months from the date of acquisition and that are readily convertible to known amounts of cash with insignificant risk of change in value.

2.9 FINANCIAL INSTRUMENTS

The company only enters into basic financial instrument transactions that result in the recognition of financial assets and liabilities like trade and other debtors and creditors, loans from banks and other third parties, loans to related parties and investments in ordinary shares.

Debt instruments (other than those wholly repayable or receivable within one year), including loans and other accounts receivable and payable, are initially measured at present value of the future cash flows and subsequently at amortised cost using the effective interest method. Debt instruments that are payable or receivable within one year, typically trade debtors and creditors, are measured, initially and subsequently, at the undiscounted amount of the cash or other consideration expected to be paid or received. However, if the arrangements of a short-term instrument constitute a financing transaction, like the payment of a trade debt deferred beyond normal business terms or in case of an out-right short-term loan that is not at market rate, the financial asset or liability is measured, initially

Notes to the ATR
For the financial year ended 31 December 2023

2. ACCOUNTING POLICIES (CONTINUED)

2.9 FINANCIAL INSTRUMENTS (continued)

at the present value of future cash flows discounted at a market rate of interest for a similar debt instrument and subsequently at amortised cost, unless it qualifies as a loan from a director in the case of a small company, or a public benefit entity concessionary loan.

Financial assets that are measured at cost and amortised cost are assessed at the end of each reporting period for objective evidence of impairment. If objective evidence of impairment is found, an impairment loss is recognised in the Statement of comprehensive income.

For financial assets measured at amortised cost, the impairment loss is measured as the difference between an asset's carrying amount and the present value of estimated cash flows discounted at the asset's original effective interest rate. If a financial asset has a variable interest rate, the discount rate for measuring any impairment loss is the current effective interest rate determined under the contract.

For financial assets measured at cost less impairment, the impairment loss is measured as the difference between an asset's carrying amount and best estimate of the recoverable amount, which is an approximation of the amount that the company would receive for the asset if it were to be sold at the balance sheet date.

Financial assets and liabilities are offset and the net amount reported in the Balance sheet when there is an enforceable right to set off the recognised amounts and there is an intention to settle on a net basis or to realise the asset and settle the liability simultaneously.

2.10 CREDITORS

Short-term creditors are measured at the transaction price. Other financial liabilities, including bank loans, are measured initially at fair value, net of transaction costs, and are measured subsequently at amortised cost using the effective interest method.

2.11 FINANCE COSTS

Finance costs are charged to profit or loss over the term of the debt using the effective interest method so that the amount charged is at a constant rate on the carrying amount. Issue costs are initially recognised as a reduction in the proceeds of the associated capital instrument.

2.12 PENSIONS

Defined contribution pension plan

The company operates a defined contribution plan for its employees. A defined contribution plan is a pension plan under which the company pays fixed contributions into a separate entity. Once the contributions have been paid the company has no further payment obligations.

The contributions are recognised as an expense in profit or loss when they fall due. Amounts not paid are shown in accruals as a liability in the Balance sheet. The assets of the plan are held separately from the company in independently administered funds.

2.13 INTEREST INCOME

Interest income is recognised in profit or loss using the effective interest method.

Phonographic Performance (Ireland) Company Limited by Guarantee

**Notes to the ATR
For the financial year ended 31 December 2023**

3. JUDGMENTS IN APPLYING ACCOUNTING POLICIES AND KEY SOURCES OF ESTIMATION UNCERTAINTY

The preparation of financial statements in conformity with FRS 102 requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and reported amounts of revenues and expenses during the reporting period.

4. TURNOVER

An analysis of turnover by class of business is as follows:

	2023	2022
	€	€
Broadcasting fees	5,054,801	5,040,783
Broadcasting fees dubbing	902,319	899,319
Public performance fees	6,196,647	4,943,137
Dubbing fees	605,717	319,726
Cable fees	141,256	131,001
	<u>12,900,740</u>	<u>11,333,966</u>

Analysis of turnover by country of destination:

	2023	2022
	€	€
Republic of Ireland	12,157,404	10,653,951
UK	716,982	657,086
Rest of the world	26,354	22,929
	<u>12,900,740</u>	<u>11,333,966</u>

Phonographic Performance (Ireland) Company Limited by Guarantee

**Notes to the ATR
For the financial year ended 31 December 2023**

5. PROFIT ON ORDINARY ACTIVITIES BEFORE TAXATION

The operating profit is stated after charging:

	2023	2022
	€	€
Depreciation of tangible fixed assets	13,281	9,016
Defined contribution pension cost	<u>17,489</u>	<u>15,075</u>

6. EMPLOYEES

The average monthly number of employees, including the directors, during the financial year was as follows:

	2023	2022
	No.	No.
Clerical and administrative	<u>6</u>	<u>6</u>

7. INTEREST RECEIVABLE

	2023	2022
	€	€
Other interest receivable	<u>16,876</u>	<u>-</u>

Phonographic Performance (Ireland) Company Limited by Guarantee

**Notes to the ATR
For the financial year ended 31 December 2023**

8. TANGIBLE FIXED ASSETS

	Long-term leasehold property €	Fixtures and fittings €	Computer equipment €	Total €
Cost or valuation				
At 1 January 2023	24,524	32,035	493,872	550,431
Additions	-	2,950	21,005	23,955
At 31 December 2023	<u>24,524</u>	<u>34,985</u>	<u>514,877</u>	<u>574,386</u>
Depreciation				
At 1 January 2023	16,823	25,631	485,429	527,883
Charge for the financial year on owned assets	3,066	2,259	7,956	13,281
At 31 December 2023	<u>19,889</u>	<u>27,890</u>	<u>493,385</u>	<u>541,164</u>
Net book value				
At 31 December 2023	<u>4,635</u>	<u>7,095</u>	<u>21,492</u>	<u>33,222</u>
At 31 December 2022	<u>7,701</u>	<u>6,404</u>	<u>8,443</u>	<u>22,548</u>

9. DEBTORS

	2023 €	2022 €
Trade debtors	747,567	568,998
Amounts due from related parties	6,251	15,266
Tax receivable	42,359	5,814
Prepayments	2,236,919	2,113,589
	<u>3,033,096</u>	<u>2,703,667</u>

Phonographic Performance (Ireland) Company Limited by Guarantee

**Notes to the ATR
For the financial year ended 31 December 2023**

10. CASH AND CASH EQUIVALENTS

	2023	2022
	€	€
Cash at bank and in hand	<u>15,533,453</u>	<u>13,935,463</u>

11. CREDITORS: Amounts falling due within one year

	2023	2022
	€	€
Trade creditors	63,998	53,305
Distribution reserve	1,524,500	1,009,346
Amounts owed to performers	5,406,612	5,905,655
Taxation and social security	6,970	338,733
Other creditors	582,919	339,037
Accruals	388,442	201,029
Deferred income	<u>1,176,872</u>	<u>1,027,957</u>
	<u>9,150,313</u>	<u>8,875,062</u>

Included in amounts due to performers are allocations for 2013, 2014 and 2015 based on an estimated non-qualifying percentage. The non-qualifying percentage forms part of the calculation to determine the split of the distributable income between performers and members.

Amounts due to performers also includes a reserve for supplementary remuneration due pursuant to the EU term of protection of copyright and certain related rights (Directive 2011/77/EU) Regulations 2013.

Phonographic Performance (Ireland) Company Limited by Guarantee

**Notes to the ATR
For the financial year ended 31 December 2023**

12. FINANCIAL INSTRUMENTS

	2023 €	2022 €
FINANCIAL ASSETS		
Financial assets measured at fair value through profit or loss	15,533,451	13,935,463
Financial assets that are debt instruments measured at amortised cost	753,818	584,264
	<u>16,287,269</u>	<u>14,519,727</u>

FINANCIAL LIABILITIES

Financial liabilities measured at amortised cost	<u>(7,578,029)</u>	<u>(7,307,343)</u>
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Financial assets measured at fair value through profit or loss comprise cash and cash equivalents.

Financial assets that are debt instruments measured at amortised cost comprise trade debtors and amounts owed by related parties.

Financial liabilities measured at amortised cost comprise trade creditors, other creditors, distribution reserve, and the amount due to performers.

13. RESERVES

Other reserves

Distribution Reserve represents funds allocated to Performers on tracks which as of yet are unmatched to a recording rights holder.

Member companies' account

The directors of the company and parties related to them, which include the recording companies whose interests the directors represent, are entitled, as are all member companies, to payments representing the fees received from the performance of copyright works.

The payments to the member companies represented by the directors are calculated and paid on an identical basis as the payments for all the member companies.

During the year ended 31 December 2023 €5,010,659 (2022 - €3,122,507) was paid to member companies whose interests were represented by the directors of the company.

14. LIABILITY OF MEMBERS

The liability of the members is limited. Every member of the company undertakes to contribute to the assets of the company, in the event of the same being wound up while they are a member or within one year after they cease being a member, for payment of the debts and liabilities of the company contracted before they cease to be a member and of the costs, charges and expenses of winding up, and for the adjustment of the rights of the contributories among themselves, such amount as may be required not exceeding €1.

Phonographic Performance (Ireland) Company Limited by Guarantee

Notes to the ATR For the financial year ended 31 December 2023

15. COMPANY STATUS

The company is limited by guarantee and consequently does not have share capital. Each of the members is liable to contribute an amount not exceeding €1 towards the assets of the company in the event of liquidation.

16. CONTINGENT LIABILITIES

The Company had no contingent liabilities at the financial year end.

17. PENSION COMMITMENTS

The Company operates a defined contributions pension scheme. The assets of the scheme are held separately from those of the Company in an independently administered fund. The pension cost charge represents contributions payable by the Company to the fund and amounted to €17,489 (2022 - €15,075).

Contributions totalling €Nil (2022 - €Nil) were payable to the fund at the balance sheet date.

18. COMMITMENTS UNDER OPERATING LEASES

At 31 December 2023 the company had future minimum lease payments due under non-cancellable operating leases for each of the following periods:

	2023 €	2022 €
Not later than 1 year	30,000	30,000
	<u>30,000</u>	<u>30,000</u>

19. RELATED PARTY TRANSACTIONS

During the year the company incurred costs for services under an SLA with Irish Recorded Music Association Company Limited By Guarantee of €302,909 (2022 - €304,058), a company which is also related by having common directors. At year end the balance owing by Irish Recorded Music Association Company Limited By Guarantee was €6,251 (2022: €15,266).

Joe Fitzpatrick, who was appointed as secretary on 15 April 2014 is key management personnel. He is a director of Adakat Limited, a company incorporated in Ireland providing management services to Phonographic Performance (Ireland) Company Limited By Guarantee. During the year services to the value of €217,261 (2022 - €177,168) were provided and included in trade creditors is an amount of €Nil (2022 -€Nil).

**Notes to the ATR
For the financial year ended 31 December 2023**

20. POST BALANCE SHEET EVENTS

There have been no significant events affecting the company since year end.

21. AMOUNTS COLLECTED BUT NOT YET ATTRIBUTED

These funds relate to allocations on tracks, which are unmatched to rights holders or performers. If at the time of distribution, there is inadequate information to match a track to the rights holder or the performers on that track, amounts are reserved against that track. At such time as additional information is received which enables a match to be made, the reserves are distributed in the following distribution run.

22. AMOUNTS ATTRIBUTED BUT NOT YET DISTRIBUTED

These funds relate to both matched rights holder and performers distributions which were undistributed at the 31st of December, 2023.

23. DELAYED DISTRIBUTIONS

Delayed distributions relate to disputed performer's funds which have been held pending the outcome of a legal action with the Recorded Artists Actors Performers Limited, as referenced in the (Financial Activities Report), and funds being held pending a change to Irish Law necessitated by CJEU decision which identified that the Government of Ireland has not transposed EU law correctly.

24. APPROVAL OF FINANCIAL STATEMENTS

The board of directors approved these financial statements

Phonographic Performance (Ireland) Company Limited by Guarantee

Annual Transparency Report in Accordance with the European Union (Collective Rights Management)
(Directive 2014/26/EU) Regulations 2016 - Financial Information
For the Financial year Ended 31st December, 2023

Collective Management Organisations (CMOs)

As at 31st December, 2023, PPI had 11 international representation agreements with other CMOs.

PPI in 2023 also paid Recorded Artists Actors Performers Company Limited by Guarantee the CMO for Performers in Ireland and Phonographic Performance Limited the CMO for Performers in the United Kingdom.

International revenue received from other CMOs and paid to PPI members, as well as revenue collected by PPI and passed onto CMOs for their members during 2023 is split by CMO and territory below. In relation to the table below:

"CMO revenue received" figures are shown net of any costs deducted by other CMOs before funds were passed onto PPI.

"CMO revenue paid to members" includes revenue received in 2023 and previous years from other CMOs that was paid to PPI's direct members in 2023.

"PPI revenue paid to CMOs" includes all PPI revenue that was paid to members of other CMOs and is shown net of costs deducted by PPI (details provided above).

Collective Management Organisation (CMO)	Territory	Member Type	CMO Revenue Received	CMO Revenue Paid to Members	PPI Revenue Paid to CMOs
AGEDI	Spain	Recording Rightsholder	1,270	237	0
EFU	Estonia	Recording Rightsholder	163	163	38
GVL	Germany	Recording Rightsholder	0	0	23,178
IFPI	Sweden	Recording Rightsholder	471	459	378
PPL	United Kingdom	Recording Rightsholder	68,672	33,866	267,667
PPL	United Kingdom	Performer	0	0	1,387,287
RAAP	Ireland	Performer	0	0	1,941,215
RE:SOUND	Canada	Recording Rightsholder	123	155	1,133
SCF S.R.L.	Italy	Recording Rightsholder	(127)	470	0
SCPP	France	Recording Rightsholder	0	0	372
SENA	Netherlands	Recording Rightsholder	2,923	215	2,987
SOUNDEXCHANGE	United States	Recording Rightsholder	1,585	1,510	9,640
VPL	United Kingdom	Recording Rightsholder	0	0	0