

# LOEL - Summary of Key Terms and Conditions



<b>Purpose of this document</b>	<p>This document is a summary of the terms of the Limited Online Exploitation Licence (LOEL). The LOEL is aimed at companies and individuals providing smaller scale online music services to the UK public where the gross revenue from the service is less than £12,500 per year.</p> <p><i>Please refer to the terms and conditions of the licence for full definitions and details of all other matters relating to using music under LOEL</i></p>
<b>Music use covered by the LOEL</b>	<p>The LOEL covers performing and mechanical rights in musical works for most types of online and mobile services, including:</p> <ul style="list-style-type: none"><li>• Permanent Download Services</li><li>• Limited Download/On-demand Streaming Services</li><li>• Premium and Interactive Webcasting Services</li><li>• Pure Webcasting Services</li><li>• Music Podcasting Services</li><li>• General Entertainment: Limited Download/On-demand Streaming Service</li><li>• General Entertainment: Download Service</li></ul> <p><i>Please refer to the LOEL terms and conditions for full service definitions</i></p>
<b>Rights and music uses not covered by the LOEL</b>	<p>The following rights are not covered by the LOEL and would need to be cleared directly with publishers/copyright owners:</p> <ul style="list-style-type: none"><li>• Moral rights</li><li>• Graphic rights eg. any Karaoke service within a music service</li><li>• The right to adapt a musical work</li><li>• The synchronisation of musical works with images</li><li>• The use of unauthorised arrangements, adaptations, parodies, burlesques and dramatico-musical works</li><li>• The use of commercial music in contexts which the licensor ought reasonably to consider as being prejudicial to the public standing of the composer, featured artist or relevant copyright owners</li><li>• The rights in sound recordings of the musical works</li></ul> <p>The use of music in certain circumstances is excluded. In particular, the following uses need to be licensed under separate schemes or directly with the publishers/copyright owners:</p>

	<ul style="list-style-type: none"> <li>• Music with advertising or sponsorship of any product or service</li> <li>• Mobile ringtones</li> <li>• Simulcasting of traditional scheduled broadcast services</li> </ul>
<b>Royalty Rates</b>	<p>Royalty rates under the LOEL are dependent upon the type of service to be licensed and the levels of music usage. Please refer to the LOEL rate table for a full breakdown of the royalty rates.</p> <p>Under the scheme, services which provide a range of music offerings can be licensed, however if the maximum usage limits are exceeded the service must be licensed under an Online Music Licence, Podcast Licence or General Entertainment On Demand Licence.</p>
<b>Accounting</b>	<p>Licensees have to pay for the LOEL in one advance payment via our online application process using a debit or credit card. In certain circumstances alternative payment options can be arranged. Please contact the online licensing team if you are unable to pay via the online system.</p> <p>Fees and usage limits will be pro-rated for services operating for less than 12 months, subject to a minimum licence fee of £54 (+VAT)</p>
<b>Reporting</b>	<p>Licensees are not required to provide line-by-line details of the musical works used, however, at the end of the licence term the licensee will be required to declare total levels of usage and revenue details. The licence will only remain valid while the service remains within the usage and revenue restrictions. It is the responsibility of the licensee to notify PRS for Music at the point at which either limit is exceeded.</p>
<b>Duration of the scheme</b>	<p>Licence fees quoted in the LOEL rate table relate to a 12 month licence period. The 12 month licence period commences on the day you purchase your licence, and your licence will expire 12 months after that date.</p>
<b>Application Process</b>	<p>Complete the online application form found at <a href="http://www.prsformusic.com/LOEL">www.prsformusic.com/LOEL</a></p>
<b>Contact details</b>	<p>If you have any queries please contact the Broadcast and Online Licensing Team on <b>020 7306 4991</b> or email <a href="mailto:onlinelicencing@prsformusic.com">onlinelicencing@prsformusic.com</a></p>

## LOEL Royalty Rates

Type of Service	Band A (Per Annum)	Band B (Per Annum)	Band C (Per Annum)	Band D (Per Annum)	Band E (Per Annum)
<b>Limited Download/On Demand Streaming Service</b> Users can stream specific tracks on an on demand basis, or access limited (aka 'tethered') downloads of tracks on demand	<b>£107 (+VAT)</b> <45,000 streams per annum	<b>£214 (+VAT)</b> <90,000 streams per annum	<b>£536 (+VAT)</b> <225,000 streams per annum	<b>£804 (+VAT)</b> <340,000 streams per annum	<b>£1,072 (+VAT)</b> <450,000 streams per annum
<b>Pure Webcasting Service</b> Continuous, programmed webcasts. Users cannot interact e.g. pause, fast forward, skip tracks or influence output by rating tracks	<b>£107 (+VAT)</b> <180,000 streams per annum	<b>£214 (+VAT)</b> <360,000 streams per annum	<b>£536 (+VAT)</b> <900,000 streams per annum	<b>£804 (+VAT)</b> <1,350,000 streams per annum	<b>£1,072 (+VAT)</b> <1,800,000 streams per annum
<b>Premium and Interactive Webcasting Service</b> User can interact eg. skip tracks, pause, fast-forward etc, but not select specific tracks on-demand	<b>£107 (+VAT)</b> <115,000 streams per annum	<b>£214 (+VAT)</b> <230,000 streams per annum	<b>£536 (+VAT)</b> <575,000 streams per annum	<b>£804 (+VAT)</b> <865,000 streams per annum	<b>£1,072 (+VAT)</b> <1,150,000 streams per annum
<b>Permanent Download Service</b> Users can download tracks on a permanent basis	<b>£107 (+VAT)</b> <2,500 downloads per annum	<b>£214 (+VAT)</b> <5,000 downloads per annum	<b>£536 (+VAT)</b> <12,500 downloads per annum	<b>£804 (+VAT)</b> <18,750 downloads per annum	<b>£1,072 (+VAT)</b> <25,000 downloads per annum
<b>Music Podcasting Service</b> A downloadable, audio only programme that contains both music and speech and where the podcast cannot be disaggregated into its individual tracks	<b>£107 (+VAT)</b> <68,000 downloaded works per annum	<b>£214 (+VAT)</b> <136,000 downloaded works per annum	<b>£536 (+VAT)</b> <340,000 downloaded works per annum	<b>£804 (+VAT)</b> <510,000 downloaded works per annum	<b>£1,072 (+VAT)</b> <680,000 downloaded works per annum

Type of service	Band A (Per Annum)	Band B (Per Annum)	Band C (Per Annum)	Band D (Per Annum)	Band E (Per Annum)
<b>General Entertainment: Limited Download/On Demand Streaming Service</b>	<b>£107 (+VAT)</b> < 3,250 Music Hours Streamed	<b>£214 (+VAT)</b> < 6,500 Music Hours Streamed	<b>£536 (+VAT)</b> < 16,250 Music Hours Streamed	<b>£804 (+VAT)</b> < 24,375 Music Hours Streamed	<b>£1072 (+VAT)</b> < 32,500 Music Hours Streamed
<b>General Entertainment: Permanent download Service</b>	<b>£107 (+VAT)</b> <180 Music Hours Downloaded	<b>£214 (+VAT)</b> <360 Music Hours Downloaded	<b>£536 (+VAT)</b> < 900 Music Hours Downloaded	<b>£804 (+VAT)</b> <1350 Music Hours Downloaded	<b>£1072 (+VAT)</b> < 1800 Music Hours Downloaded

Type of service	Band AA (per annum)	Band A (per annum)	Band B (per annum)	Band C (per annum)	Band D (per annum)	Band E (per annum)
<b>Clips Service</b>	<b>£54 (+VAT)</b> <b>1-250 clips</b> Made available at any one time	<b>£107(+VAT)</b> <b>251-500 clips</b> Made available at any one time	<b>214(+VAT)</b> <b>501-1000 clips</b> Made available at any one time	<b>£536 (+VAT)</b> <b>1001 - 2500 clips</b> Made available at any one time	<b>£804(+VAT)</b> <b>2501 - 3750 clips</b> Made available at any one time	<b>£1,072 (+VAT)</b> <b>3751- 5000 clips</b> Made available at any one time
<b>Type of service</b>	<b>Band AA (per annum)</b>	<b>Band A (per annum)</b>	<b>Band B (per annum)</b>	<b>Band C (per annum)</b>	<b>Band D (per annum)</b>	<b>Band E (per annum)</b>
<b>Clips Service</b>	<b>£54 (+VAT)</b> <b>1-250 clips</b> Made available at any one time	<b>£107(+VAT)</b> <b>251-500 clips</b> Made available at any one time	<b>214(+VAT)</b> <b>501-1000 clips</b> Made available at any one time	<b>£536 (+VAT)</b> <b>1001 - 2500 clips</b> Made available at any one time	<b>£804(+VAT)</b> <b>2501 - 3750 clips</b> Made available at any one time	<b>£1,072 (+VAT)</b> <b>3751- 5000 clips</b> Made available at any one time

*This constitutes a summary of certain terms of the scheme and music users are advised to refer to the Limited Online Exploitation Licence (LOEL) terms and conditions for full details of royalty rates and other matters relating to using music online under the LOEL. In the event of any inconsistency between this summary and the LOEL terms and conditions, the terms of the licence shall prevail.*