



GRAMMO

COLLECTING and ADMINISTRATING SOCIETY of the RIGHTS
of PHONOGRAM and VIDEOGRAM PRODUCERS
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Member Entrance Criteria

1. The entrance of a member comprises statute amendment, as there is essentially a partner addition.
2. The criteria for the member entrance differ according to whether the beneficiary applying for entrance is (a) producer of phonogram or/and videogram carriers, (b) collecting society, (c) independent management entity. Specifically:
 3. **Producer of phonogram or/and videogram carriers:**
 - 3.1. Member can become any person or entity that at the time of the application, operates in Greece or abroad as an active phonogram or videogram producer or is a successor of such a production company, in accordance to the term producer described in article 47 par. 3 of the Hellenic Copyright Law 2121/1993.
 - 3.2. As active production company is meant: [a.] the recording and commercial distribution (physical or digital) of a minimum of sixty (60) phonograms prior to the time of the application, or [b.] the administration/exploitation of a minimum of sixty (60) phonograms prior to the time of the application. The above also apply in the case of successor of a production company. Fulfilment of any of the conditions [a] or [b] is adequate for the acceptance.
 - 3.3. The applicant must not be member or non-member beneficiary of another collecting society operating in Greece or abroad with which Grammo has in effect reciprocal agreement, having the same as "GRAMMO" scopes and represents the same category of rightholders.
 - 3.4. The applicant must submit the application in person, or by proxy, in which must accept the statute and the distribution regulation of the Organization.
 - 3.5. The application is accepted by the Assembly General of the members, with the usual quorum and majority of Art.35 par. 1 to 8 of the statute. In the decision, the conditions of entrance criteria will be certified.
 - 3.6. Clause for the valid of the above decision is the deposit of amount equal to any registration and any annual contribution that may be each time determined by the board of the organization.
 4. **Collecting Society:**
 - 4.1. Member can become any national or foreign collecting society, provided that its members or its non-members beneficiaries fulfill the conditions 3.1 and 3.2 of the previous paragraph.
 - 4.2. The applicant collecting society: (a) must not be associated to "Grammo" with a reciprocal agreement and (b) must not be member or non-member beneficiary of another collecting society, with which "Grammo" is associated with a reciprocal agreement.
 - 4.3. The remaining conditions 3.4 to 3.6 of the previous paragraph apply.
 5. **Independent management entity:**
 - 5.1. Member can become any national or foreign independent management entity, provided that the represented beneficiaries or/and members fulfill the preconditions of the paragraphs 3.1 and 3.2.
 - 5.2. The applicant independent management entity: (a) must not be associated to "Grammo" with a reciprocal agreement and (b) must not be member or non-member beneficiary of another independent management entity or/and collecting society, with which "Grammo" is associated with a reciprocal agreement.

- 5.3.** Acceptance of independent management entity is precluded, provided that: **(a)** exists any conflict of interest between the members or/and shareholders or/and partners or/and members of the management of the independent management entity and “Grammo”, its members or beneficiaries respectively, or/and **(b)** the independent management entity exercises competitive practices contrary to “Grammo”.
- 5.4.** The application is accepted: **(a)** by the Assembly General of the members, with the great quorum and majority of Art.35 par.9 of the statute and **(b)** by the supervisory board with a majority of $\frac{3}{4}$ of its present members. In the decision, the conditions of entrance criteria will be certified.
- 5.5.** The conditions 3.4 and 3.6 of previous paragraph apply.

Criteria for undertaking administration for beneficiaries

1. The undertaking of administration for beneficiaries does not comprise statute amendment.
2. The criteria for undertaking administration for beneficiaries differ according to whether the beneficiary applying for entrance is (a) producer of phonogram or/and videogram carriers, (b) collecting society, (c) independent management entity. Specifically:
 3. **Producer of phonogram or/and videogram carriers:**
 - 3.1. The applicant meets requirements for becoming a member but does not wish to. **Or**
 - 3.2. The applicant does not meet qualitative (=active enterprise) and quantitative (=number of phonograms) requirements of Art.9 par.3.1 & 3.2 of the statute.
 - 3.3. The applicant must not be member or non-member beneficiary of another collecting society operating in Greece or abroad with which Grammo has in effect reciprocal agreement, having the same as "GRAMMO" scopes and represents the same category of rightholders.
 - 3.4. The applicant must submit the application in person, or by proxy, in which must accept the statute and the distribution regulation of the Organization.
 - 3.5. The application is accepted by the Board. The Board's decision for undertaking administration essentially verifies the above preconditions. Following the decision, with the reservation of 3.6 below, the applicant is considered as non-member beneficiary of the organization and the rights and obligations are governed by the statute and the distribution regulation.
 - 3.6. Clause for the valid of the above decision is the deposit of amount equal to any registration that may be each time determined by the board of the organization.
 4. **Collecting Society:**
 - 4.1. The applicant meets requirements for becoming a member but does not wish to. **Or**
 - 4.2. Its members or its non-members beneficiaries do not meet qualitative (=active enterprise) and quantitative (=number of phonograms) requirements of Art.9 par.3.1 & 3.2 of the statute.
 - 4.3. The applicant: **(a)** must not be associated to "Grammo" with a reciprocal agreement and **(b)** must not be member or non-member beneficiary of another collecting society, with which "Grammo" is associated with a reciprocal agreement.
 - 4.4. The remaining conditions 3.3 to 3.6 of the previous paragraph apply.
 5. **Independent management entities:**
 - 5.1. The applicant meets requirements for becoming a member but does not wish to. **Or**
 - 5.2. The application to become member has not been accepted, due to failing to achieve majorities required in Art.9 par.5.4 of the statute. **Or**
 - 5.3. Its members or its non-members beneficiaries do not meet qualitative (=active enterprise) and quantitative (=number of phonograms) requirements of Art.9 par.3.1 & 3.2 of the statute.
 - 5.4. The applicant: **(a)** must not be associated to "Grammo" with a reciprocal agreement and **(b)** must not be member or non-member beneficiary of another independent management entity, or/and collecting society, with which "Grammo" is associated with a reciprocal agreement.
 - 5.5. In the case of Art.9 par. 5.3 of the statute the undertaking of the administration is in no way possible.
 - 5.6. The remaining conditions 3.3 to 3.6 of the previous paragraph apply.