

**NNLP COLLECTIVE MANAGEMENT ORGANIZATION INTELLECTUAL PROPERTY OWNERS
ASSOCIATION (IPOA).
MEMBERSHIP REGULATIONS**

Issues of membership of NNLP Collective Management Organization – Intellectual Property Owners Association (hereinafter referred to as the Association) shall be regulated in accordance with the Association charter, these Regulations (hereinafter referred to as the Regulations) and legislation of Georgia.

1.1 Association membership can be only voluntary.

1.2 Association members can be the holders of copyright and/or related rights – natural persons, their heirs, legal entities, their successors, who have transferred their property rights to the Association for collective management, recognize the Association’s charter, share the Association’s goals and objectives/functions and express readiness to promote exercising of their property rights.

1.3 Association is not entitled to reject the rightsholder’s request on membership, without written grounding.

1.4 Honorable members of the Association can be:

1.4.1 Rightsholders who have made particular contribution to development of the relevant spheres of art and culture;

1.4.2 Persons who have contributed significantly to the Association’s success;

1.5 Chairman of the Association is a candidate for honorable membership.

1.6 Decision on honorable membership of a person shall be made by the management board.

1.7 Honorable member of the Association is entitled to provide consultations to the Association.

1.8 Honorable member shall have no voting right at the general meeting.

1.9 Honorable membership of the Association is termless.

1.10 Association membership shall assumed on three grounds:

- Written application of the rightsholder desiring to become a member;
- Agreement made between the Association and the rightsholder;
- Cases provided for by the legislation.

1.11 For membership, the rightsholder shall submit to the Association the written application, such application will be considered within one month term and relevant decision will be made by the general director.

1.12 Necessary condition for the Association membership is transfer of the rightsholder’s rights by him/her to the Association for management, on the basis of the agreement or the grounds directly specified by the law.

1.13 In case of membership and/or making agreement with the Association on transfer of the rights for collective management and/or in cases provided for by the law, the rightsholder shall ensure submission of the following documentation and information to the Association:

1.13.1 Identity document and/or passport of the natural person, containing natural person’s personal data (surname, name, personal number etc.);

1.13.2 Legal entity’s extract from the Registry of the Entrepreneurs and Non-Entrepreneurial Entities;

1.13.3 Data of the compositions and/or other objects protected by the Law of Georgia on Copyright and Related Rights (hereinafter referred to as the Law) (so called Catalogue), in a form established by the Association, the rights to which shall be transferred to the Association for management;

1.13.4 In case of musical compositions and/or phonograms, data (so catalogue) in a form of electronic files (mp3 versions, existing and future technological means) corresponding to the indicators and requirements established by the Association; the specified data are used for software;

1.13.5 Contact data (e-mail address, phone number) and bank account (as per Association’s requirements).

1.14 In the event of change of the contact data and/or bank account, the rightsholder shall immediately provide updated data to the Association.

1.15 Association shall be entitled to request additional documentation and/or information in a manner established by Georgian legislation.

- 1.16 A person who is not an author but holds copyright and/or related rights to the composition and other object of the copyright and related rights and desires to transfer the above to the Association for collective management, for the purpose of making agreement, ensures submission of the original documents and/or properly attested copies evidencing acquisition of the rights to relevant composition(s), performance(s), phonogram(s) or permit thereto (agreement, certificate of inheritance etc.);
- 1.17 Documentation submitted to the Association shall be annexed to the agreement made between the rightsholder and/or other authorized person and the Association.
- 1.18 Sample form of the agreement specified in these Regulations was developed and approved by the Association.
- 1.19 Submission of the membership application/request and/or conclusion of the agreement on transfer of the property rights and submission of the relevant documentation with the Association shall be possible in a form of hard copies, as well as in electronic form, by sending them to the e-mail address published on the Association's website.
- 1.20 Termination of the Association membership shall be provided in cases specified by the charter or effective legislation.
- 1.21 Expelling from the Association shall be provided by the decision of the Association's permanent management body – the management board.
- 1.22 Grounds for expelling from the Association:
- 1.22.1 Non-compliance with the terms and conditions of the Association's charter or other regulations;
- 1.22.2 Regular violation of the ethical standards;
- 1.22.3 Non-payment of the necessary membership fees or other financial contributions (if any);
- 1.22.4 Actions in breach of the legislation of Georgia and/or causing harm to the Association's reputation or are against the organization's interest (public defamation and/or dissemination of the false information etc.)
- 1.22.5 Harassment, discrimination and/or humiliating actions against the other members and/or Association personnel/employees.
- 1.23 Termination of the Association's member – leaving or expelling from the Association does not automatically exclude the Association's authority to manage the rightsholder's property rights, with respect of the objects of copyright and/or related rights.
- 1.24 If the member gives the written notification to the Association on his/her refusal to management of his/her property rights by the Association, the Association's management board shall consider the applicant's request and make decision in accordance with the Association's regulations and legislation of Georgia.
- 1.25 The rightsholder shall be entitled to terminate the agreement on management of the property rights with the Association completely or within the scopes desired by him/her, also, the rightsholders (including rightsholders non-members of the Association) shall be entitled to withdraw from the Association any rights, specific category of the rights or groups of the rights' categories, related to the desired composition and/or other types of the objects protected by this Law (with the exclusion of Section 2, Article 15; Section 7, Article 18 (in case of cable re-translation of the composition) ; Section 3, Article 20; Section 3, Article 21; Section 2, Article 34; Section 3, Article 51; and Section 2, Article 52 of the Law), for this, the rightsholder shall submit written application to the Association.
- 1.26 The rightsholder's request under Section 1.25 of these Regulations shall enter into force in 6 (six) months from the date of his/her written application.
- 1.27 Association shall terminate collection of the rightsholder's royalties from the date of entry into force of the application specified in Section 1.25 of these Regulations.
- 1.28 In case of termination of the Association's membership, the association shall ensure final settlement with the former member no later than within 3 months, from the date of his/her leaving.
- 1.29 General director shall provide maintenance of the registry of Association's members.
- 1.30 Former member of the Association shall be entitled to re-submit the application on Association's membership.
- 1.31 Number of the Association's members is unlimited.