

INFORMATION ON THE DISTRIBUTION FOR THE 2021 FINANCIAL YEAR IN THE CATEGORIES U, UD AND M

Dear member,

The following overview provides you with information on the distribution as of 1 June 2022 for the 2021 financial year. Explanations of the terms and abbreviations are included in our [glossary](#) under item 4.

Please note that the work performances in the live categories can only be taken into consideration for the respective distribution date if the following conditions are met:

1. The music users must have notified GEMA of the event in time where the work has been performed.
2. The event organiser must have settled the amount invoiced by GEMA in due time.
3. The setlists/playlists must have been submitted before the deadline - preferably via our online service www.gema.de/my-setlists.
4. The details in the setlists/playlists must be complete.
5. Your work must have been declared to us in time – preferably via our online service <https://www.gema.de/en/en-gema-for-music-creators/repertoire/registration>.

Distribution dates for the 2021 financial year

- **01 June 2022:** Main distribution in the categories U, UD, M (together with E, ED, EM, BM, KI, DK and DK VR)
- **01 July 2022:** Supplementary distribution in the M category - special regulation pursuant to Article 129 GEMA of the distribution plan “M-Zuschlag Corona” (“Corona M supplement”)
- **01 November 2022:** Subsequent accounting in the categories U, UD, M (together with E, ED, EM, BM)

Claims deadline

The claims deadlines have been standardised to nine months after the (main) payment date across all categories. You can claim events or missing uses of 2021 in the U, UD, M, E, ED, EM and BM categories by **1 March 2023**.

Please use our **Online Portal** to do this. Once you have logged in, you can choose from two options:

- ➔ Via our **Claims** service, you can claim individual work uses, quick and without hassle: www.gema.de/portal-reklamation.
- ➔ Via the **My setlists** service, you can provide the full range of setlists for live events that are missing altogether in the form of a claim, <https://www.gema.de/en/en-gema-for-music-creators/online-services-for-gema-members/my-setlists>.

Best regards,
Your GEMA

1. The distribution process in the U, UD and M (INKA) categories – an overview

INKA refers to the **collection-based distribution** in the U, UD and M categories. For each distribution in the **U category**, 12 segments are created. Each event will be allocated to a segment depending on the level of collected licence income:

Segment	Collection	
1	Collection from licence agreements where the allocation of the collection to individual events cannot be carried out.	Segments 1-8 are distributed collectively and an independent point value distribution (see glossary) is carried out for each segment. Payouts usually depend on how often works have been played. Add to that various factors depending on tariff, performance, or work. The multiplication with these factors results in so-called “weighted performances”.
2	up to EUR 50.00	
3	EUR 50.01 to 100.00	
4	EUR 100.01 to 150.00	
5	EUR 150.01 to 200.00	
6	EUR 200.01 to 250.00	
7	EUR 250.01 to 350.00	
8	EUR 350.01 to 500.00	
9	EUR 500.01 to 1.000.00	In the segments 9-12 , there is a direct distribution, that means a distribution of the licence revenues for each event is made across the works reported for this event.
10	EUR 1,000.01 to 5.000.00	
11	EUR 5,000.01 to 10.000.00	
12	More than EUR 10.000.00	

In the segment sectors 1-8, distributions are made by a **linear projection** of the reported performance numbers per work. From segment 9, a percentage-based **supplement** will be made for each segment on the payout determined per event, the so-called share not supported by programmes (NPA supplement).

Direct distribution in the **UD category** is applicable for cases governed by Art. 88 of the distribution plan, including the direct distribution for individual (one-off) events of U music upon application (major concerts).

The distribution in the **M category** in the segment sectors 1-8 is run in accordance with an **independent point value** which is multiplied with the number of performances determined in the U category. Caps prevent disproportionate payouts. Such caps are oriented towards the radio income; moreover, the payout in the M category is limited to double the revenues in the U category per work. For the segments 9-12, a 20% supplement is allocated to the distributable amount in the M category. The rules and provisions forming the basis for the distribution in the U music category are located mainly in Articles 82 et seq. and Articles 127 et seq. of the distribution plan.

Due to the COVID-19 pandemic, the 2021 General Assembly adopted an amendment of the distribution in the M category for the 2020 and 2021 financial years in order to mitigate the effects of the large scale of cancelled live events with regard to the distribution in the M category. The M category distribution is therefore carried out in **two steps**:

1. As of **1 June 2022**, the M distribution will be run on the basis of the live events of the year 2021. Deviating from the usual process, there is no allocation of a new point value in the segment sectors 1-8; instead the average point value of the M category for the 2017-2019 financial years will be used as a calculation basis. The 20% M supplement in the segment sectors 9-12 remains unchanged.
2. As of **1 July 2022**, the remaining balance of the **distributable amount** in the M category will be distributed out as a percentage-based supplement to your payouts in the M category for the 2018 to 2020 financial years (“M-Zuschlag Corona” / “Corona M supplement”). The specific amount for this payout run is located in your account statement which you will receive as of 1 July 2022. More details at: <https://www.gema.de/en/en-gema-for-music-creators/royalties/our-pay-outs-as-of-1-june-2022/>.

2. Point value and factor table for the 2021 financial year

	Point value in EUR (PW)	Programme coverage in % (PA)	Supplement for collections without usage reports in % (NPA)	“Ausfall” supplement in % (AZ)	Value of a performance, no weighting BEW 001 (EUR)
Segment 1	0.0869	-	-	2.7919	1.04
Segment 2	0.0345	51.93	-	4.2849	0.80
Segment 3	0.0673	51.56	-	3.7728	1.57
Segment 4	0.1015	59.27	-	3.7014	2.06
Segment 5	0.1211	54.32	-	3.8189	2.68
Segment 6	0.1644	62.71	-	3.9342	3.15
Segment 7	0.1824	62.12	-	3.0859	3.52
Segment 8	0.2374	65.77	-	3.2371	4.33
Segment 9	-	75.99	24.01	1.5282	-
Segment 10	-	86.52	13.48	1.4659	-
Segment 11	-	94.54	5.46	2.0623	-
Segment 12	-	99.07	0.93	2.0718	-
M category	0.0928	-	-	3.9733	-

Further information regarding the distribution in the U music category is available at <https://www.gema.de/en/en-gema-for-music-creators/royalties>. We also gladly answer your questions, just e-mail us at mitgliederservice@gema.de.

3. Calculation examples

Example A: An event with 22 performed music pieces and collections of EUR 100.01 - EUR 150.00

The event is distributed in segment 4:

	Wgtd. Perf. (real performances, incl. weighting, where applicable)	Programme coverage, PA (%) in seg. 4	Point rating	Point value, PW (EUR) in seg. 4 - in the U category (seg. 4) - in the M category (seg. 1-8)	Result
U Category	22	59.27	12	0.1015	
Calculation	22 x 100/59.27 x 12 points x EUR 0.1015 =				EUR 45.21
M category	22	59.27	12	0.0928	
Calculation	22 x 100/59.27 x 12 points x EUR 0.0928 =				EUR 41.33
Overall payout amount in the U category, segment 4 and M category: EUR 45.21 + EUR 41.33 =					EUR 86.54

Example B: An event with collections of EUR 2,500. The event is distributed in segment 10:

	Collections (EUR)	Cost rate (%)	Deductions for social and cultural purposes (%)	Supplement for collections without usage reports, NPA (%) in seg. 10	Programme coverage, PA (%) in seg. 10	Result
U Category	2,500.00	24.4369	10	13.48	86.52	
Net collections	EUR 2,500.00 – 24.4369% = EUR 1,889.0775 – 10 % =					EUR 1,700.17
Supplement	EUR 1,700.17 x 13.48/86.52 =					EUR 264.89
Pay-out amount in the U category, segment 10: EUR 1,700.17 + EUR 264.89 =						EUR 1,965.06
	Pay-out amount U category			Supplement (%)	Result	
M category	EUR 1,965.06			20		
Calculation	EUR 1,965.06 x 20% =				EUR 393.01	
Payout amount in the U category, segment 10 and M category: EUR 1,965.06 + EUR 393.01 =						EUR 2,358.07

	Inkasso (EUR)	Kostensatz (%)	Abzug für soziale und kulturelle Zwecke (%)	Zuschlag für Inkasso ohne Nutzungsmeldungen, NPA (%) in Seg. 10
Sparte U	2.500,00	24,4369	10	13,48
Netto-Inkasso	2.500,00 EUR – 24,4369 % = 1.889,0775 EUR – 10 % =			
Zuschlag	1.700,17 EUR x 13,48/ 86,52 =			
Ausschüttungsbetrag in der Sparte U, Segment 10: 1.700,17 EUR + 264,89 EUR =				
	Ausschüttungsbetrag Sparte U			Zuschlag (%)
Sparte M	1.965,06 EUR			20
Berechnung	1.965,06 EUR x 20 % =			
Ausschüttungsbetrag in der Sparte U, Segment 10 und Sparte M: 1.965,06 EUR + 393,01 EUR =				

4. Glossary for the detailed statements (individual statements, Einzelaufstellung, EA)

SHARE

This column shows how high the work share is to which the rightsholder of the detailed statement (individual statement) is entitled regarding the calculated royalties (in percent).

AZ (“Ausfall” supplement)

A supplement for the “Ausfall” (i.e. “dropouts” or undistributable shares) is only paid to associate members pursuant to Art. 28 (3) of the distribution plan. It is a percentage-based supplement for the payout which is made up of all the shares which could not be distributed because they are either free (public domain) or because they are not managed by a society (non societaire).

BEW (rating key)

This is where the so-called IT allocation key is determined which applies to a work or a work version pursuant to Art. 64 of the distribution plan. The key reflects so-called point ratings which result from the distribution plan provisions such as the higher valuation of works for big orchestras pursuant to Art. 64 (4) of the distribution plan. Rightsholders must apply for higher ratings with GEMA where applicable. Please take the number of points that corresponds to the relevant key from the list in the GEMA Yearbook 2021/2022, page 391 et seq.

An “F” after BEW indicates that the work was distributed as a so-called work fragment with a third of the number of performances announced in the usage reports. The provisions on this matter are in Art. 85 (4) of the distribution plan.

WGTD. PERF. (weighted performances)

The distribution plan provides different factors depending on tariff, performance or work. The multiplication with these factors results in so-called “weighted performances”. Possible weighting factors are:

- Art. 88 (g) distribution plan in the GEMA Yearbook 2021/2022, p. 340
- Art. 85 (2) distribution plan in the GEMA Yearbook 2021/2022, p. 338
- Art. 85 (4) distribution plan in the GEMA Yearbook 2021/2022, p. 338

PROJ. PERF. (projected performances)

Based on the details on the share of the events for which GEMA has issued a licence but not received a usage report, a linear projection is run per segment in segment areas 2-8 for the work performances that are mentioned in the usage reports and may already have been weighted. For segment 1, it is not possible to determine the programme coverage per event due to the lump sum licences in this case.

CAPPING (cap rate)

In the M category, a capping is applied if more than 100 actual performances are ready for distribution but lack of a minimum of two weighted minutes in the R or FS categories distribution of the last or actual year. This rule applies in accordance with the provisions of chapter 3 of the special part of the distribution plan (usage area broadcasting). For this purpose, a capping rate is determined, which indicates the percentage of real performances from segments 1 to 8 that have been capped.

NPA (share without programme information)

In the segments 9 - 12, a supplement is paid out for revenues without usage reports on top of the direct distribution amount. To this end, a share of the collections for a financial year are allocated for which GEMA received no usage reports for the distribution. The percentage / share will be distributed as a supplement on top of the direct distribution results. The payout amount in the U category already contains this supplement, see amount (in EUR) on the individual statement.

PA (programme coverage)

In the segments 2-8, the share of each of the licensed events is determined for which GEMA has received usage reports for distribution purposes in the current financial year. In segment 1, no programme coverage share can be determined because collective licences are distributed here for any number of individual (one-off) events. In such cases, it is impossible to determine how high the share of the respective events is for which the actual usage reports were presented for distribution purposes.

PW (point values)

For the individual segments 1-8 in the U category, a so-called point value is determined. This results from the fact that the overall distributable amount per segment (the segments 1 - 8 in the U category respectively) is divided by the number of the total amount of points to be taken into account per segment. The number of points to be taken into account per segment (U category) is determined by multiplying the projected performances with the factor which resulted from the rating of the respective work version pursuant to Art. 64 allocation key II of the distribution plan. If you then multiply the overall number of points with the points value, you obtain the pay-out amount of a work per segment in the U category.

For the point value distribution of the 2021 financial year in the M category (segment areas 1 - 8), the point value was determined by the General Assembly to be the mean value from the point values of the M category for the financial years 2017 to 2019 (see item 1).

REALE AUFF (real performances)

For the distribution, the real performances submitted via usage reports are captured as work uses. These are shown on a per-segment basis for the U category. For the M category, the uses in the segments 1-8 are shown cumulatively, whereas the uses for segments 9-12 are represented per segment. Insofar as uses in the UD category were taken into account, they are also shown cumulatively.

SUM PER SEGMENT

At the end of the statement (hardcopy, paper), the total amounts per segment in the U category are shown in this section. The amount for the segment areas 1-8 in the M category and for the segments 9-12 (as a 20% supplement) are also shown. Here, the amount of the “Ausfall” supplement is also shown separately. You can also access these items in digital form in your covering letter accompanying your individual statement, which you can retrieve from our [GEMA Download](#).

Z (20% supplement)

The distribution in the M category for the segment areas 9-12 is made by adding a 20% supplement in the M category on top of the amount forming the pay-out result in the U category (direct distribution incl. supplement for collection revenues not covered by usage reports). Revenues distributed in the UD category (direct distribution) are, in some instances, subject to a 20% supplement in the M category (cf. Art. 129 (1) of the distribution plan). This supplement is marked by a "Z" at the beginning of a row in the individual statement.