

# **IPR part 2.**

# **Rule number 1.**

- A copyright is created when the musical composition is created**
- By the law of copyright**
- We should discuss again, what is composition? What is the art of work?**

# **Rule number 1.**

- Individual chords or chord combinations do not have copyright protection.**
- Neither theme, harmony, structure, idea**
- But all these, together with melody, will create the shape of the song. Which is unique and exceeds the required level of originality.**

**Let's do a song, together!**

# **Joint work**

- A copyright can also be created simultaneously by two or more individuals.**
- This type of work is called joint work.**
- For example, a musical composition created through the creative input of two or more individuals, where the authors' contributions do not create separate parts, is a joint work.**

# Rule number 2.

- Instrumental song
- In principle, the authors split the copyright: Matt 50% and Jack 50%
- They can agree also on other ways to share the copyright: Matt 45% and Jack 55%

# Rule number 3.

- **A Song with lyrics**
- **In principle, Matt is a writer and Jack is a composer: Matt 50% and Jack 50% (Let's do the song)**
- **Or in principle, Matt is a writer and a composer and Jack is a composer: Matt 75% and Jack 25% (Let's do the song for these lyrics Matt has already written)**
- **Or they can agree e.g. Matt 60% and Jack 40%**
- **Note! Written lyrics in print media or web media belong only to the writer.**

# Rule number 4.

- **An arrangement + lyrics + composition**
- **In principle Matt 50%, Jack 50%**
- **Or Matt Lyrics 50%, Jack Composing 33,4%, The Band members Matt, Jack, John and George Arrangement 16,6% (4,15% for each of them)**
- **Or they can agree e.g. Matt Lyrics 41,7% Jack composing 41,7%, The Band members Matt, Jack, John and George Arrangement 16,6% (4,15% for each of them)**



# Publishing

- **In principle (in a case the authors have agreed on the publishing agreement) Matt Lyrics 33,3 %, Jack Composing 33,3%, Publisher 33,3%**
- **If all of the members write a publishing agreement**

# Sub-publishing

- **Sub-publishing incomes from foreign territory**
- **In principle Matt Lyrics 22,17%, Jack Composing 22,17%, Publisher 22,17% Sub-publisher 33,3%**
- **or if in the publishing agreement is the term "at source" In principle Matt Lyrics 33,3%, Jack Composing 33,4%, Publisher 16,6% Sub-publisher 16,6%**
- **<http://www.independentmusicgroup.com/publishingsecrets.htm>**

**I have the song. Can we do something,  
develop the content or melody, and arrange  
horns and violins, for that song? Together?**

- **Now the author have a right to make individual decision to share copyrights.**
- **The author does not have to give anything to the co-writer, arranger or studio producer.**
- **If you do not want to assign any part of your copyright to another person, make your will very clear.**
- **But, it is polite to share 16,6% part of the arrangement copyrights?**
- **Also, the writer does not have to share copyrights of lyrics with the translator.**

**Always, before starting to work together, do a co-writing agreement.**

# Collective Work

# **Music video**

- Music and video. All of them have an equal status in the product.**
- Copyrights; mechanical payments and performing payments go the normal way to authors. Of the music (and of the video).**
- Related rights; performing payments will share 1/3 of performing artists, record company, and video producing company.**

# **Musical theater**

- The main product is a Theatrical Play**
- It may consist of 1. The script of the play, 2. The choreography of the dance, 3. composition and lyrics of the music. All of them have an equal status in the product.**
- Share copyright incomes 1/3**



# Film and movie

- **The main product is a film**
- **Copyright incomes of Performing go to 1. film director, 2. first camera-man, 3. script-writer, 4. music composer, 5. choreographic dance designer.**
- **Related rights go to the film company, which has probably licensed all other related rights at a flat rate payment from actors.**

# **Game industry**

- The main product is a video game**
- All rights will go to one video game production company, which has licensed copyrights of the music and related rights of the music with a flat rate payment to the authors.**