



SERVING AUTHORS WORLDWIDE
AU SERVICE DES AUTEURS DANS LE MONDE
AL SERVICIO DE LOS AUTORES EN EL MUNDO

SG18-0111

Board of Directors

Paris, 04/12/2018 – 05/12/2018

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Binding Resolutions for Graphic, Plastic and Photographic Arts Societies

Status: ADOPTED by the Board of Directors (Paris, 04/12/2018 - 05/12/2018) ([BOD18-0794](#)) and the General Assembly (Tokyo, 30/05/2019) ([AG19-0597](#))

Date: 05/12/2018 and 30/05/2019

Access rights: External

Definitions

1. In the Binding Resolutions, unless the context otherwise requires, the words and phrases set out in the left hand column below shall have the meaning given to them in the corresponding right hand column below.

Affiliate	A Creator or, when relevant, other categories of rightholders affiliated by contract with an AGP Society.
Affiliate Information	Any essential data which links an Affiliate to a Society.
AGP Societies Information System	<p>The Database administered by CISAC which is available via CISAC's web site and which contains detailed data about AGP Societies, including but not limited to, data relating to:</p> <ul style="list-style-type: none">(a) the licensing activities; and(b) the distribution practices <p>of such AGP Societies.</p>
Binding Resolutions	The resolutions laid down by CISAC from time to time which are binding on Members, and, as the case may be, on Client RMEs, and which are set out in this document.
CISAC Distribution Format	The format used by AGP Societies to exchange information on Royalties, the specifications for which are contained in document CIAGP09-0176 as set out on CISAC's website and as amended by CISAC from time to time.
Database	A structured compilation of data contained within an electronic subsystem, which allows for the efficient storage, access, management and retrieval of such data.
Documentation	Any essential data required for the identification of a Work and the distribution of royalties associated with such Work.
Interested Party	A Creator of a Work.
IPI General Description and Business Rules	The rules contained within document ISIP-0021R6 as set out on CISAC's website and as amended by CISAC from time to time.
IPI Number	The IP base number plus any associated IP name numbers which are used to identify an Interested Party and which are allocated and maintained by the IPI System.
IPI System	The Database of Interested Party and Affiliate Information through which an IPI Number is allocated and maintained on behalf of CISAC in accordance with rules defined by CISAC.

Sister Society A Society represented by another Society by means of a current representation agreement.

Work A copyright work.

2. Unless the context otherwise requires, the words and phrases:

- a. defined in the Statutes; and
- b. used in both the Statutes and in the Binding Resolutions

shall have the meaning given to them in the Statutes.

Interpretation

3. Subject to clause 4, the English version of the Binding Resolutions shall be the only authorised text. The Director General shall have translations in French and Spanish made and circulated to the appropriate Members, provided that if there is any divergence or conflict in the wording, the English text shall be authoritative.
4. To the extent that there is any conflict between, or ambiguity relating to, any or all of the Binding Resolutions and the Statutes, the wording of the Statutes shall prevail.
5. Article headings in the Binding Resolutions are for ease of reference only and shall not affect the interpretation of the Binding Resolutions.

Application

6. For the avoidance of doubt, the Binding Resolutions apply to AGP Societies which are Members and, as the case may be, to Client RMEs. The Binding Resolutions applicable to Client RMEs are listed in the terms and conditions for Client RMEs defined by CISAC. In such cases, the Binding Resolutions shall be deemed to refer both to Members and Client RMEs.

IPI

7. Each AGP Society shall:
 - a. ensure that it enters Affiliate Information in respect of each of its Affiliates into the IPI System and that such Affiliate Information is comprehensive, accurate and up-to-date;
 - b. ensure that it enters the IPI Number in respect of the Affiliates of its Sister Societies into its Database;
 - c. use the IPI Number contained within the IPI System as the basis of any Documentation and Affiliate Information exchange between it and each Sister Society;
 - d. refrain from allocating a new IPI Number to any Interested Party who already has an existing IPI Number contained within the IPI System; and

- e. use the IPI System in accordance with the IPI General Description and Business Rules.

CISAC Distribution Format

8. When sending royalties to a Sister Society, each AGP Society shall use the CISAC Distribution Format to provide details on such royalties.

AGP Societies Information System

9. On a regular basis, and in any event no less than once in each calendar year, each AGP Society shall ensure that the AGP Societies Information System contains comprehensive, accurate and up-to-date information about such AGP Society.
10. Each AGP Society shall consult the AGP Societies Information System before requesting any information from a Sister Society in respect of such Sister Society's activities, documentation, collection and distribution methods.