

HELD AT \_\_\_\_\_ ON \_\_\_\_\_ TIME \_\_\_\_\_

Minutes of the Annual General Meeting of The Indian Music Industry

Time: 11:00 a.m. –12:00 noon

Date: January 18, 2022

Venue: Virtual via Zoom

The list of participants is enclosed in Annexure I.

The AGM was convened to order by the President of The Indian Music Industry (IMI). Mr. Mandar Thakur was requested by a voice vote to take the Chair. Mr. Blaise Fernandes, President & CEO, Indian Music Industry welcomed Members to the Annual General Meeting. A one-minute silence was observed for all the departed members from the fraternity viz singers, lyricist, songwriters and the front-line workers who laid their lives in the fight against COVID-19.

## QUORUM:

On a declaration by the Chairman of the Annual General Meeting that requisite quorum was present, the meeting proceeded to business.

## NOTICE:

The Notice dated 16<sup>th</sup> December, 2021 convening the Meeting having been circulated was taken as read.

**1. MINUTES OF THE LAST ANNUAL GENERAL MEETING HELD ON 16<sup>TH</sup> FEBRUARY, 2021.**

Mr. Blaise Fernandes read the minutes of the last Annual General Meeting held on 16<sup>th</sup> February, 2021. The same was well received and adopted with Ms. Shweta Gupta proposing and Ms. Meenakshi Balu seconding.

**2. TO ADOPT WITH OR WITHOUT MODIFICATION, THE REPORT OF THE EXECUTIVE COMMITTEE (GOVERNING BODY) OF THE INDIAN MUSIC INDUSTRY ON THE WORKING AND ACTIVITIES OF THE ASSOCIATION DURING THE FINANCIAL YEAR ENDED 31ST MARCH, 2021.**

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The President apprised the members about the extensive work done throughout the previous year despite the pandemic and working from home.

Major highlights,

- i. finding an amicable solution with the performers across India- no. of discussions held during the pandemic (i.e., physical & virtual meetings)
- ii. 31D-IMI has been at the forefront at the diplomatic level, at the lobbying level throughout India and the United States, UK, Australia and EU to resolve the 31d issue.
- iii. Anti- Piracy- 33 music related domains and 15 apps were suspended, and infringing links from 4 UGC Apps (61 IWLS) and Zippyshare (75 IWLS) were taken down.

The President expressed gratitude to IFPI in the UK and IRA in the Washington DC who worked very closely with IMI on a number of issues.

After due deliberation, Mr. Vikram Mehra proposed and Ms. Shweta Gupta seconded and the following resolution was passed as ordinary Resolution:

**“RESOLVED THAT,** the Report of the Executive Committee (Governing Body) on the working and activities of the association for the year ended 31st March, 2021 be and is hereby approved”.

**3. TO RECEIVE, CONSIDER, ADOPT AND PASS THE AUDITED BALANCE SHEET AS AT 31ST MARCH 2021 AND INCOME & EXPENDITURE ACCOUNT FOR THE YEAR ENDED ON THAT DATE, ALONG WITH THE AUDITORS' REPORT THEREON.**

For adoption of Audited Balance Sheet as at 31st March, 2021 and Income & expenditure Account for the financial year ended on that date together with Auditor's Report thereon, shared with the members along with the Notice of the Meeting via email, were taken as read.

After due deliberation, Mr. Vikram Mehra proposed and Mr. Devraj Sanyal seconded and the following resolution was passed as ordinary Resolution:

**“RESOLVED THAT,** the Balance Sheet of The Indian Music Industry, as at 31st March, 2021 and Income & Expenditure Account for the financial year ended on that date together with the Auditor's report thereon be and are hereby adopted unanimously”



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4. TO APPOINT QUALIFIED AUDITORS TO HOLD OFFICE FROM THE CONCLUSION OF THIS ANNUAL GENERAL MEETING UNTIL THE CONCLUSION OF THE NEXT ANNUAL GENERAL MEETING, AND AUTHORISE THE EXECUTIVE COMMITTEE TO FIX THEIR REMUNERATION.

STATUTORY AUDIT

The retiring Chartered Accountants, M/s Vidya & Co. (Registration No. 308022E), being eligible, offered themselves for reappointment. The members unanimously approved the re-appointment of Vidya & Co., Chartered Accountants, as Statutory Auditors of IMI for the financial year ended 31st March, 2022 on remuneration and other terms of appointment as may be determined by the Executive Committee.

The reappointment of Ms. Vidya & Co. was proposed by Ms. Meenakshi Balu and seconded by Mr. Vikram Mehra and the following resolution passed:

**“RESOLVED THAT, M/s. Vidya & Co., Chartered Accountants (Registration No.308022E), being willing to continue in the office be and are hereby re-appointed as Statutory Auditors of The Indian Music Industry for the financial year ending 31st March, 2022 and to hold such office until the conclusion of the next Annual General meeting, on such remuneration and other terms of appointment as may be determined by the Executive Committee.”**

**“RESOLVED FURTHER THAT, be and is hereby, the Auditor authorized to access all such records, documents, financial records, books of accounts, invoices, Bills, other records, information (“Document”) and to take the extract of Document as may be necessary as he deems fit while discharge of such Audit”**

5. TO ELECT THE NEW EXECUTIVE COMMITTEE, IN PLACE OF THE EXISTING EXECUTIVE APPOINTED AT ANNUAL GENERAL MEETING HELD ON 22<sup>ND</sup> FEBRUARY, 2019.

The credentials of Members of the new Executive Committee of IMI were presented to the house. Members welcomed the new Executive Committee Members and urged them to take the industry to commanding heights. Members also urged the new Executive Committee Members to be more accessible.

**“RESOLVED THAT i) Mr. Rajat Kakar, principal officer representing M/s. Sony Music Entertainment (India)P.Ltd. ii) Mr. Kumar Taurani, principal officer representing M/s. Tips Industries Ltd. iii) Mr. Vikram Mehra, principal officer representing M/s. Saregama India Ltd.**

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iv) Mr. Devraj Sanyal, principal officer representing M/s. Universal Music India P.Ltd. v) Mr. Aditya Gupta, principal officer representing M/s. Aditya Music (India) P.Ltd. vi) Mr. Mandar Thakur, principal officer representing Times Music vii) Mr. Vivek Raina, principal officer representing Venus Music P.Ltd. viii) Mr. Jay Mehta, principal officer representing Warner Music P.Ltd. ix) Mr. Anurag Bedi, principal officer representing Zee Entertainment Enterprises Limited x) Mr. Neeraj Kalyan, principal officer representing Super Cassettes Industries P.Ltd. xi) Mr. Blaise Fernandes, President & CEO are elected as Members of the Executive Committee".

Proposed by Ms. Shweta and seconded by Ms. Meenakshi.

**6. TO ELECT MR. VIKRAM MEHRA AS THE CHAIRMAN OF THE EXECUTIVE COMMITTEE OF THE SOCIETY.**

The members unanimously approved the election of Mr. Vikram Mehra, representing Saregama India Ltd. as the Chairman of the Executive Committee.

Proposed by Mr. Mandar Thakur, Seconded by Mr. Devraj Sanyal:

**"RESOLVED THAT, Mr. Vikram Mehra representing Saregama India Ltd. be elected as Chairman of the Executive Committee"**

**7. TO PASS THE ANNUAL BUDGET AND PROGRAMME OF ACTIVITIES FOR THE YEAR 2021-22.**

Members approved the annual budget and programme of activities. Proposed by Ms. Shweta Gupta and seconded by Mr. Bihari Lal Agarwal:

**"RESOLVED THAT (i) Net Expenditure budget at Rs.4.20 crores towards secretariat, liaison, anti-piracy, copyright enforcement, operational costs, etc.; (ii) plus Legal, litigation and related expenses at actuals, including funding of and support to litigations or criminal complaints or proceedings by or against a member music company in matters which are espousing the cause of common industry interest and benefit, including tariff fixation, functioning of copyright societies, fair value for monetization of copyrights, royalty claims by constituents, etc.; (iii) programme of activities--: (a) anti-piracy (b) participation in Indian and international music events (c) liaison with the government on copyright policies, anti-piracy alliance, taxation, etc. be and is hereby approved"**



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**8. TO APPOINT MR. ASHWANI KATOCH AS THE AUTHORIZED REPRESENTATIVE OF IMI FOR ANTI-PIRACY LITIGATION.**

This was proposed by Mr. Blaise Fernandes and seconded by Mr. Vikram Mehra and the following resolution passed:

**“RESOLVED THAT** Mr. Ashwani Katoch, Consultant, The Indian Music Industry (IMI), Delhi, is hereby appointed as the authorized representative of IMI and is hereby authorized to sign all papers, Applications, Plaints, Petitions, Affidavits, file suits, appeals before any or all judicial authorities for conduct of litigations against pirates or parties infringing copyrights of IMI Members in their sound recordings/videos and to assist the judicial and prosecution authorities and agencies in proper conduct of anti-piracy litigations on behalf of IMI. He is further empowered to withdraw/compromise IMI Copyright Cases and also to collect the amount of compensation on behalf of the Indian Music Industry.”

**9. OTHER BUSINESS**

- i. The President briefed the members about the judgement of the Delhi High Court wrt crafting a new remedy of a ‘dynamic injunction’, whereby rights-holders do not need to go through the ‘cumbersome’ process of a judicial order in order to issue blocking orders to ISPs. Instead, as per this ruling, the plaintiffs have been allowed to approach the Joint Registrar of the Delhi High Court (an administrative position), to extend an injunction order already granted against a website, against a similar ‘mirror/redirect/alphanumeric’ website which contains the same content as the original website. Besides IMI is working on looking at ‘dynamic injunction’ as a civic remedy and also looking at instituting a couple of cases.
- ii. Further IMI has managed to get Anti-Piracy on a number of bilateral like India-US, India-UK, India-EU and is lobbying with the government to tweak section 79 of the IT Act.
- iii. Also, IMI has written to the parliamentary committee on Information Technology stating that a number of pirated apps and websites are also a threat to national security.
- iv. The Chairman of the Society suggested that IMI, with the assistance of Labels, should lobby with the local politicians in members’ states to have a cyber security cell to take copyright protection as part of their agenda and mandate, akin to MCDU in the state of Maharashtra.
- v. Mr. Devraj proposed to set up a WhatsApp group per region to share information across the board which was unanimously approved by all members present at the meeting.

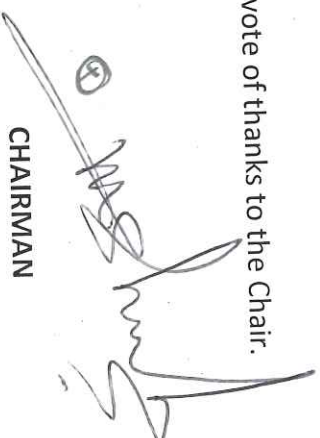
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**10. VOTE OF THANKS**

There being no other business, the meeting concluded with vote of thanks to the Chair.


  
CHAIRMAN

18.01.2022

## Annexure I

## Annual General Meeting of the Indian Music Industry

LIST OF PARTICIPANTS

| Sr. No | Attendee                   | Company                                     |
|--------|----------------------------|---|
| 1      | Mr. Blaise Fernandes       | IMI   |
| 2      | Ms. Amanda Soares          | IMI   |
| 3      | Ms. Bhakti Soni            | IMI   |
| 4      | Ms. Dema Maria Theresa     | IMI   |
| 5      | Ms. Mridula Dalvi          | IMI   |
| 6      | Mr. Devraj Sanval          | Universal Music India Ltd                   |
| 7      | Mr. Vikram Mehra           | Saregama India Ltd.                         |
| 8      | Mr. GB Aayeer              | PPL   |
| 9      | Ms. Shweta Parekh          | Sony Music Entertainment India Pvt. Ltd     |
| 10     | Mr. Mandar Thakur          | Times Music                                 |
| 11     | Mr. Jay Mehta              | Warner Music                                |
| 12     | Mr. Cyril Santamaria       | FC Global Music (Mumbai)                    |
| 13     | Ms. Meenakshi Balu         | Giri Trading Agency Pvt. Ltd. (Chennai)     |
| 14     | Mr. Abhishek Prakash       | Giri Trading Agency Pvt. Ltd. (Chennai)     |
| 15     | Ms. Sweta Gupta            | Kristi Creation (Kolkata)                   |
| 16     | Mr. Bihari Lal Agarwal     | S B Electronics (Gold Disk) (Kolkata)       |
| 17     | Mr. Vishwa Deepak Dikshit  | NxGn MusicCulture Pvt Ltd (Noida)           |
| 18     | Mr. Sandeep Tarachand Jain | Laurel Entertainment (Mumbai)               |
| 19     | Mr. Vishal Gupta           | Raga Music Communications Pvt Ltd (Kolkata) |
| 20     | Mr. Ram Krishna Mishra     |   |
| 21     | OPPO A71                   |   |

Secretariat:

- 1) Mr. Blaise Fernandes, President & CEO, IMI
- 2) Ms. Bhakti Soni, Sr. Manager-Finance & Accounts


  
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- 3) Ms. Dema Therese maria Palathingal, Associate—Research and Operations
- 4) Ms. Amanda Soares, Asst. Manager- General Administration

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