

**488/2006 Coll.**

**DECREE**

Dated October 16, 2006

**defining types of devices for making reproductions, types of blank record carriers and the amount of lump-sum remuneration, as amended by Decree No. 408/2008 Coll.**

The Ministry of Culture, pursuant to the Article 25(7) of Act No. 121/2000 Collection of Laws (hereinafter referred to as "Coll."), governing the Copyright, the rights related to the Copyright and amending certain Acts (the Copyright Act), as amended by Act No. 216/2006 Coll., stipulates as follows:

**Types of devices for making print reproductions and amount of lump-sum remuneration**

Article 1

(1) The remuneration paid for inkjet printers capable of making printed reproductions from other than a printed base shall be, in case of printers sold for average prices (exclusive of VAT), as follows:

a) up to CZK 2,000	CZK 45;
b) above CZK 2,000 to CZK 6,000	CZK 120;
c) above CZK 6,000 to CZK 10,000	CZK 240;
d) above CZK 10,000 to CZK 20,000	CZK 450;
e) in excess of CZK 20,000	CZK 900;

(2) The remuneration paid for other than inkjet printers capable of making printed reproductions from other than a printed base shall be, in case of printers sold for average prices (exclusive of VAT), as follows:

a) up to CZK 5,000	CZK 120;
b) above CZK 5,000 to CZK 10,000	CZK 225;
c) above CZK 10,000 to CZK 20,000	CZK 450;
d) above CZK 20,000 to CZK 40,000	CZK 900;
e) above CZK 40,000 to CZK 70,000	CZK 1,650;
f) above CZK 70,000 to CZK 100,000	CZK 2,560;
g) above CZK 100,000 to CZK 150,000	CZK 3,570;
h) above CZK 150,000 to CZK 200,000	CZK 5,250;
i) in excess of CZK 200,000	CZK 6,750.

Article 2

The remuneration paid for copiers incapable of making any other than printed reproductions from a printed base shall be, in case of copiers sold for average prices (exclusive of VAT), as follows:

a) up to CZK 2,500	CZK 120;
b) above CZK 2,500 to CZK 5,000	CZK 240;
c) above CZK 5,000 to CZK 10,000	CZK 450;
d) above CZK 10,000 to CZK 20,000	CZK 900;
e) above CZK 20,000 to CZK 40,000	CZK 1,800;

f) above CZK 40,000 to CZK 70,000	CZK 3,300;
g) above CZK 70,000 to CZK 100,000	CZK 5,100;
h) above CZK 100,000 to CZK 150,000	CZK 7,500;
i) above CZK 150,000 to CZK 200,000	CZK 10,500;
j) in excess of CZK 200,000	CZK 13,500.

### Article 3

In case of multifunctional devices capable of making printed reproductions in both ways as described in Article 1 and in Article 2, the remuneration paid for copiers prescribed in Article 2 shall apply.

### **Types of blank record carriers and amount of lump-sum remuneration**

#### Article 4

(1) The remuneration paid for blank analogue sound recording carriers shall be, in case of the following carriers, as follows:

a) recording time up to 60 minutes	CZK 1.50;
b) recording time in excess of 60 minutes	CZK 2.

(2) The remuneration paid for blank analogue audiovisual recording carriers shall be, in case of the following carriers, as follows:

a) recording time up to 180 minutes	CZK 3;
b) recording time in excess of 180 minutes	CZK 4.

#### Article 5

(1) The remuneration paid for the following types of blank optical carriers shall be as follows:

a) CD of all formats, non-rewritable	CZK 0.40;
b) CD of all formats, rewritable	CZK 2;
c) DVD of all formats, non-rewritable, and other non-rewritable optical carriers	CZK 1;
d) DVD of all formats, rewritable, and other rewritable optical carriers	CZK 5;
e) mini-disks	CZK 4.

(2) The remuneration paid for not embeddable data medium and data medium embedded or embeddable in a device, unless the remuneration for such data medium has been included in the remuneration paid for the device pursuant to Article 6, shall amount to CZK 1.50 per each, even incomplete, 1 GB of its capacity. The remuneration shall not exceed CZK 90 in total.

(3) The remuneration paid for hard disks not embeddable in personal computers shall amount to CZK 0.15 per each, even incomplete, 1 GB of its capacity unless the capacity of the hard disk non-embeddable in personal computers exceeds 1 TB. Where the capacity of the hard disk non-embeddable in personal computers exceeds 1 TB, a remuneration shall be paid of CZK 150 plus CZK 0.10 per each, even incomplete, 1 GB of capacity exceeding the capacity of 1 TB of the same hard disk.

## Article 6

### **Types of devices for making reproductions of recordings**

(1) Devices for making reproductions of recordings shall be:

- a) analogue devices for making reproductions of recordings using a magnetic tape;
- b) devices for recording of data on optical carriers and memory cards not embeddable in personal computers;
- c) devices for recording of data on optical carriers and memory cards embeddable in personal computers;
- d) devices for recording of data on optical carriers and memory cards embedded in personal computers, unless the remuneration is paid pursuant to Article 6(1)(c);
- e) devices for making reproductions on an embedded hard disk, memory card or optical carrier;
- f) hard disks embeddable in personal computers;
- g) hard disks embedded in personal computers, unless the remuneration is paid pursuant to letter f);
- h) radio and television sets capable of recording their broadcasts.

(2) The provisions of paragraph 1 shall not apply to digital camcorders, digital cameras, mobile telephones and cordless telephones. Where such devices are supplied with an embedded memory medium, the remuneration shall be paid only for the capacity of the embedded medium in accordance with Article 5 (2).

## Article 7

All rates applicable to the remuneration according to this decree are stipulated exclusive of VAT.

## Article 8

### **Effect**

This decree shall come into effect on the day of its publication in the Collection of Laws.

Minister of Culture:

Mgr. Štěpánek