



ANNUAL REPORT 2017



SOCIETY OF AUTHORS ZAIKS

Creating and Protecting since 1918

ZAIKS IS AN ORGANISATION ESTABLISHED IN 1918 BY THE CREATORS AND MANAGED BY THEM. THE SOCIETY IS ONE OF THE OLDEST COLLECTIVE MANAGEMENT ORGANISATIONS IN THE WORLD. FROM THE VERY BEGINNING, ZAIKS HAS BEEN PART OF THE GLOBAL COPYRIGHT PROTECTION SYSTEM.

STATUTES OF THE SOCIETY OF AUTHORS ZAIKS

THE SOCIETY OF AUTHORS ZAIKS SHALL BRING TOGETHER AUTHORS IN ORDER TO:

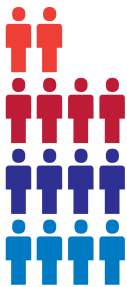
- PROTECT COPYRIGHT, INCLUDING COLLECTIVE MANAGEMENT OF COPYRIGHT;
- ACT IN FAVOUR OF THE DEVELOPMENT OF CREATIVE WORK, DEVELOPE PROTECTION OF THE SAID WORK, ALSO THOSE STEMMING FROM THE POSSIBILITIES CREATED BY THE DEVELOPMENT OF TECHNOLOGIES;
- CONDUCT CULTURAL AND SOCIAL SUPPORT FOR THE BENEFIT OF ITS MEMBERS.

ZAIKS IN FIGURES



WE ARE IN THE TOP TWENTY OF THE BIGGEST CMOs IN THE ENFORCEMENT OF ROYALTIES AMONG 233 CMOs IN THE WORLD

„MUSIC & COPYRIGHT NEWSLETTER”
25 OCTOBER 2017



3,5 MILLION

WE PROTECT MORE THAN 3,5 MILLION FOREIGN AUTHORS AND PUBLISHERS



400 MILLION
WE DISTRIBUTE BETWEEN 300 AND 400 MILLION PLN ANNUALLY

35

EVERY FOURTH AUTHOR REPRESENTED BY ZAIKS ON THE BASIS OF AN ASSIGNMENT AGREEMENT IS BELOW THE AGE OF 35

33 171

MORE THAN 30 THOUSAND WORKS WERE REGISTERED WITH ZAIKS IN 2017

WE PROTECT MORE THAN 65 MILLION OF WORKS CREATED BY THE POLISH AND FOREIGN AUTHORS



ZAIKS’ MANAGEMENT

1. ASSEMBLY OF DELEGATES

The Assembly of Delegates is the supreme body of the Society of Authors ZAIKS. The assemblies, which are convened in the four-year periods, are participated by the representatives of all Sections elected in the course of the report-and-election meetings. The Assembly of Delegates is responsible, inter alia, for granting a vote of acceptance to the outgoing authorities, choice of the Chairman of the Society’s Board, seven members of the Society’s Board, the Audit Committee, and the Arbitration Board, sets the amount of membership fee, and guidelines for the Society’s activities, amendments to the Statutes.

2. COUNCIL OF THE SOCIETY

A collegial body that shall carry out certain tasks of the Assembly of Delegates in the period between the assemblies. The council enumerates 18 members chosen by the Assembly of Delegates. The Council is responsible for, inter alia, approval of regulations, establishment, merger or liquidation of the Society’s sections, conferring the title of a Honorary Member, and – in the period between assemblies - approval of the membership fees and provisions, processing of appeals and complaints.

3. MANAGEMENT BOARD AND ITS PRESIDIU

The Management Board of the Society and its Presidium are appointed to manage the Society during the period between the assemblies of delegates. The Management Board of the Society includes the President chosen by the Assembly of Delegates, seven members chosen by the Assembly of Delegates and presidents of all the Society’s sections.

4. AUDIT COMMITTEE

The Audit Committee is a statutory body of internal control. The Audit Committee enumerates seven members elected by the Assembly of Delegates. The Audit Committee shall elect the President, Deputy President, Secretary and Deputy Secretary from among its members. The Audit Committee shall have the powers to survey the Society’s activities and finances, control over the implementation of resolutions of the Board and making recommendations for the approval of the budget and financial statement.

5. ARBITRATION BOARD

The Arbitration Board is composed of nine members, elected by the Assembly of Delegates. The Arbitration Board elects a chairman and a deputy chairman from among its members. The Arbitration Board shall have the powers to hear and determine proceedings brought by the disciplinary ombudsman of the Society’s Board and issues related to non-compliance with ethics and rules of social co-existence, brought by the members. This board may impose penalties such as warning, reprimand, suspension of membership and exclusion from the Society.

ZAIKS’ MANAGEMENT TEAM

GENERAL MANAGER	DEPUTY GENERAL MANAGER & CHIEF INTERNATIONAL OFFICER	DEPUTY GENERAL MANAGER	CHIEF ACCOUNTANT
Krzysztof Lewandowski	Rafał Kownacki	Krzysztof Szuster	Dorota Kukuć

ZAIKS’ PRESIDIU ELECTED ON 9.12.2017

PRESIDENT
Janusz Fogler

VICE-PRESIDENT
Miłosz Bembinow

VICE-PRESIDENT
Michał Komar

TREASURER
Marcin Błażewicz

SECRETARY
Olga Krysiak

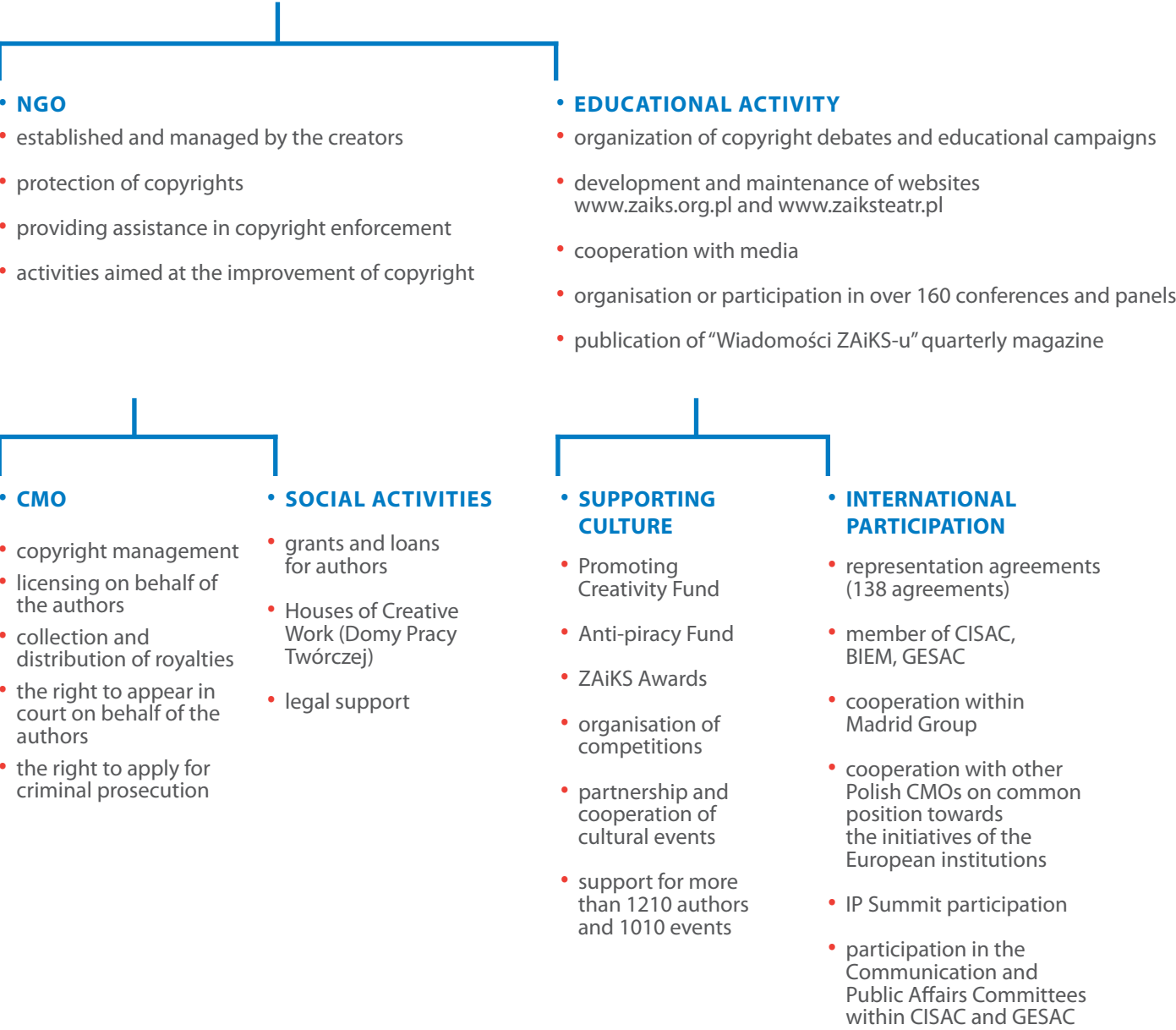
DEPUTY TREASURER
Rafał Bryndał

DEPUTY SECRETARY
Tomasz Lipiński

REPERTOIRE

- LYRICS
 - MUSICAL WORKS
 - DRAMATIC AND STAGE WORKS
 - CHOREOGRAPHIC WORKS
 - SCRIPTS AND RADIO BROADCASTS
 - SCRIPTS AND DIALOGUES FOR FILMS
- MUSICAL AND OPERA LIBRETTOS
 - TRANSLATIONS OF LITERATURE
 - SKITS
 - CABARET
 - PANTOMIME

ACTIVITIES OF ZAIKS



INTERNATIONAL PARTICIPATION OF ZAIKS



INTERNATIONAL CONFEDERATION
OF AUTHORS AND COMPOSERS

MAŁGORZATA SEMIL
EXECUTIVE COMMITTEE MEMBER
WRITERS & DIRECTORS WORLDWIDE
is a worldwide umbrella organisation that addresses, as a statutory advisory body, issues concerning the moral rights, economic and legal interests of dramatic, and literary and audiovisual (DLV) creators.

MAREK HOJDA
EXECUTIVE COMMITTEE MEMBER / TILL NOVEMBER 2017
INTERNATIONAL COUNCIL OF MUSIC CREATORS
CIAM is a statutory advisory body and acts independently to broaden the representation of music creators worldwide.

RAFAŁ KOWNACKI
MEMBER
CISAC GLOBAL POLICY COMMITTEE
addresses and makes recommendations to the Board on international policy concerns including lobbying, policy advocacy and co-operation with other organisations.

JAN MŁOTKOWSKI
CHAIR
CISAC COMMUNICATIONS EXPERTS GROUP
The CEG is an advisory committee supporting CISAC’s communications work. It assists the Global Policy Committee (GPC) and implements its decisions on communications priorities.



EUROPEAN ASSOCIATION OF
AUTHORS AND COMPOSERS

RAFAŁ KOWNACKI
MEMBER
GESAC BOARD
GESAC comprises authors’ societies from across the European Union, Iceland, Norway, and Switzerland, representing more than 1 million creators and rights holders in the areas of musical, audiovisual, visual arts, and literary and dramatic works. GESAC’s mission is to advocate for adequate remuneration for creators, especially online, to ensure a sustainable creative and cultural ecosystem and to promote collective management as the best solution to respect and protect authors’ rights.

ANNA MISIEWICZ
MEMBER
GESAC MADRID GROUP
elaborates legal positions on current affairs. It gathers the legal heads of department of each member society and meets on a regular basis in Brussels.

JAN MŁOTKOWSKI
MEMBER
COMMUNICATION AND PUBLIC AFFAIRS COMMITTEE
are working groups performing operating activities such as legal and copyright relations between USA and EU, standardisation of financial reports in EU and Communication and PR Committee



INTERNATIONAL BUREAU OF
COMPANIES MANAGING RIGHTS
FOR MECHANICAL RECORDING AND
REPRODUCTION OF MUSICAL WORKS

ANDRZEJ KUŚMIERCZYK
MEMBER
MANAGEMENT ADVISORY COMMITTEE
advisory body of the mechanical rights umbrella organisation.

TRANSFER OF VALUE AND MEET THE AUTHORS

We put a lot of effort to amend the EU provisions so that the Internet platforms are not able to avoid responsibility for the breach of copyright. As a result of active ZAIKS policy, many Polish MEPs are exemplified at the GESAC committees for their commitment to implement provisions protecting the European creativity. Since 2014, GESAC in cooperation with ZAIKS and other most important CMOs in the European Union has organized a series of conferences "Meet the Authors" in Brussels, dedicated to the most important for the authors considerations of the EU law. The EU politicians meet there not only the authorities of CMOs in Europe but also the authors, with whom they discuss the copyright reform. In 2014-2017, the meetings were attended by such Polish authors and composers as Jan A.P. Kaczmarek, Urszula Dudziak, Romuald Lipko, Izabela Trojanowska, Krzesimir Dębski, Marek Dutkiewicz, Jacek Cygan, Tomasz Lipiński and Eustachy Rylski.

INTERNATIONAL LETTERS AND APPEALS

Despite multiple measures and commitment of the employees of the Office of the Society, we are aware that politicians are not always willing to listen to our arguments. Therefore we involve the creators – they have a chance to wield influence over the decision makers. Thus, besides face to face contacts during the conferences, we contribute to the appeals and campaigns to protect the authors' interests which are addressed to both Polish and EU politicians and MEPs. The Polish authors were among the leading signatories of the international appeals to fight for the copyright, such as "Your signature is needed" – an appeal signed by 20 thousand Creators, concerning the fair remuneration for their work used online, that was sent to the EU President, Andrus Ansip (2016), or "Direct Injection" with reference to the copyright fees due for the usage and broadcast of works in the distribution networks (2017).



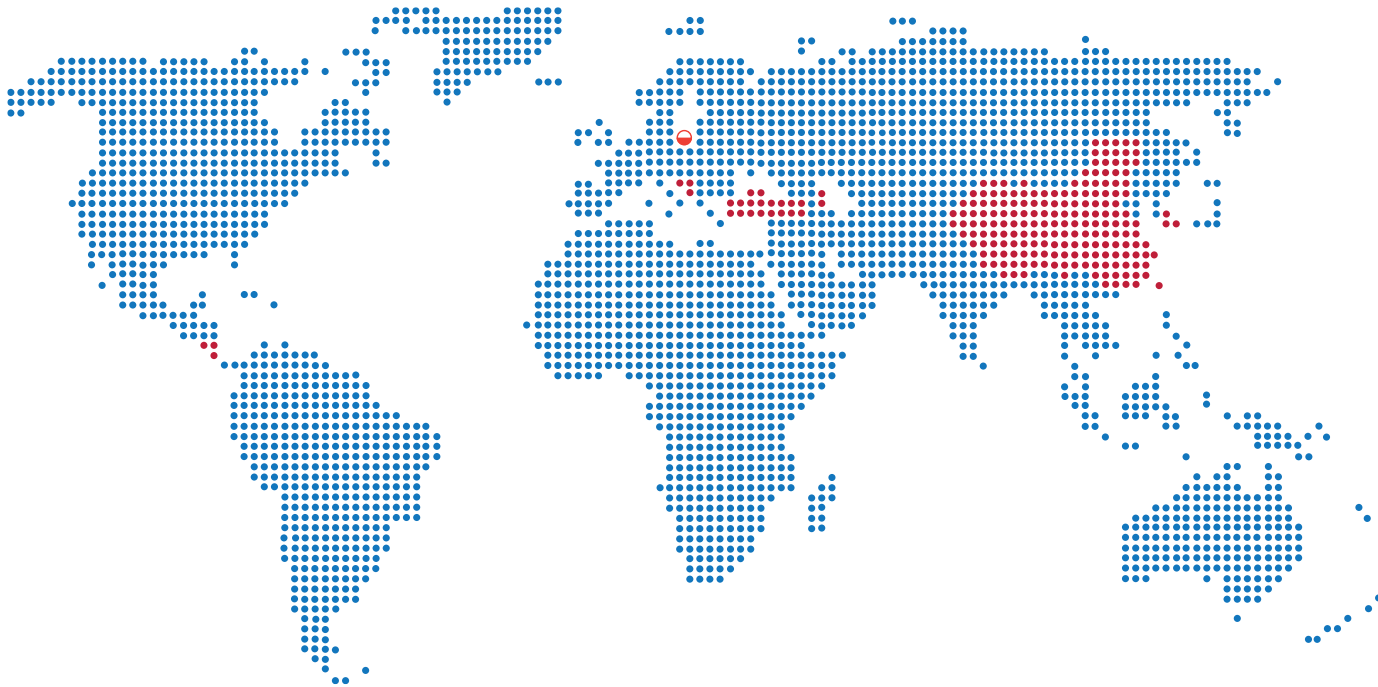
FROM LEFT:
Urszula Dudziak, Bogdan Wenta, Rafał Kownacki, Adriana Moscoso del Prado Hernandez, Gadi Ordon, Gabor Faludi, Constance Herreman i Karol Kościński
BOTTOM ROW, FROM LEFT:
Jan A.P. Kaczmarek, Tomasz Lipiński, Romuald Lipko i Krzesimir Dębski

PHOTOS: POLITYKA AKPA, TEODOR KLEPCZYŃSKI, SPORTOGRAFIA.PL, STX JAMBOREE, MARTA ANKERSZTEJN



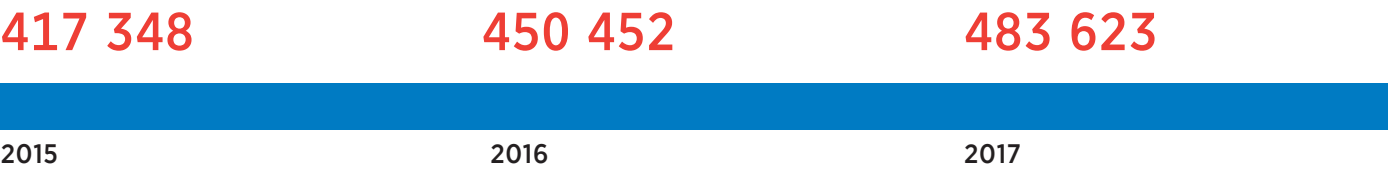
NEW REPRESENTATION AGREEMENTS SIGNED IN 2017

The Society of Authors ZAIKS, basing on 139 representation agreements concluded with the sister societies around the world.

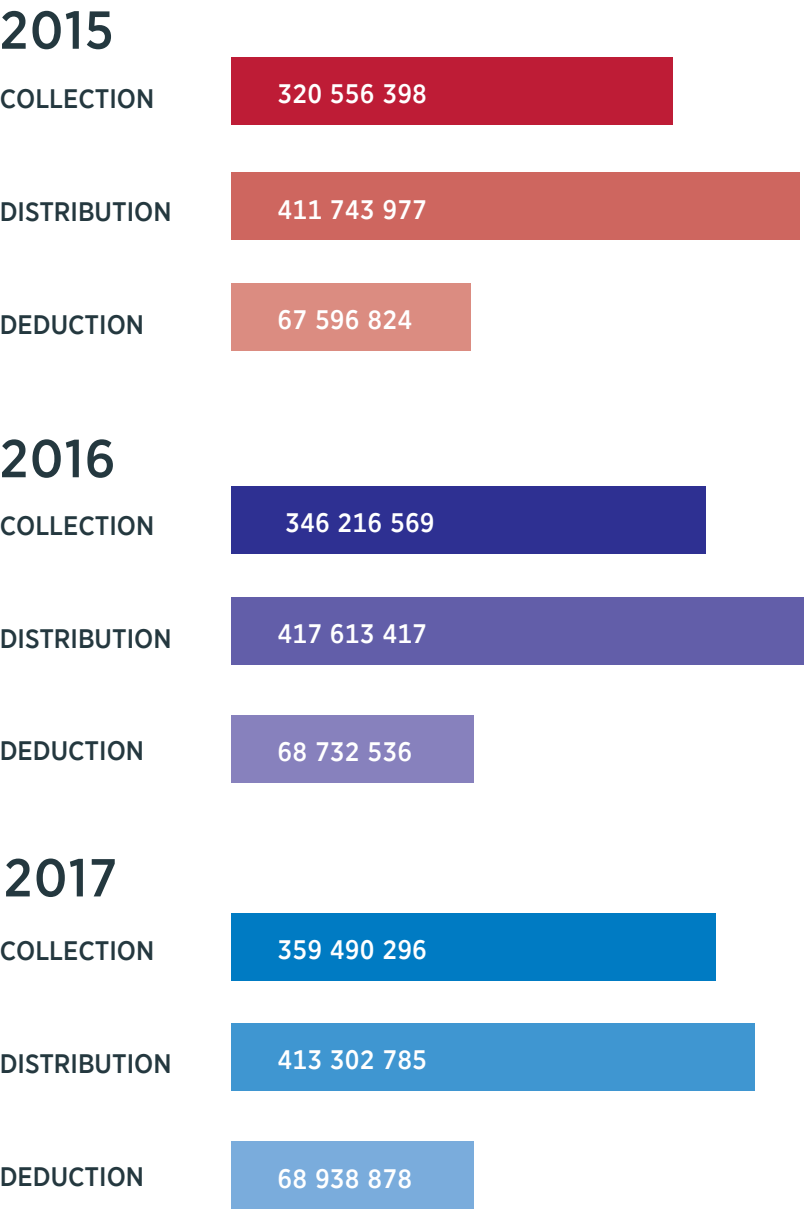


● new agreements, AAS– Azerbaijan, MCSC - China, PAM CG – Montenegro, KOMCA – Republic of Korea, MSG – Turkey

THE NUMBER OF WORKS DIRECTLY ENTRUSTED TO ZAIKS:



THE NUMBER OF WORKS DIRECTLY ENTRUSTED TO ZAIKS:



COLLECTIONS

	2015	2016	2017
 PHONOGRAPHY AND VIDEOGRAPHY	20 538 283	23 115 752	20 627 842
 PUBLIC PERFORMANCES AND BROADCASTS	87 694 778	105 986 080	104 263 792
 SCREENING IN CINEMAS	9 771 619	14 019 307	27 529 655
 STAGE PERFORMANCES	16 077 420	18 360 826	18 761 584
 RADIO AND TV BROADCASTS	128 725 023	123 552 412	123 598 950
 RETRANSMISSION	50 629 329	52 239 834	53 813 413
 INTERNET	4 460 269	6 739 000	10 137 454
 PRIVATE COPYING	2 071 132	1 522 429	0
OTHER	588 546	680 928	757 605
TOTAL	320 556 399	346 216 568	359 490 295

BALANCE SHEET AS OF 31 DECEMBER 2017

2017

A FIXED ASSETS	46 481 681,07
I. INTANGIBLE AND LEGAL ASSETS	14 895,86
II. TANGIBLE FIXED ASSETS	46 466 785,21
1. LAND AND BUILDINGS	45 366 978,56
2. TECHNICAL DEVICES, MACHINERY ETC.	1 095 056,65
3. PREPAYMENTS FOR TANGIBLE ASSETS UNDER CONSTRUCTION	4 750,00

B CURRENT ASSETS	969 293 497,44
I. INVENTORIES	37 588,39
II. SHORT-TERM RECEIVABLES	8 504 625,03
1. PAYABLES ARISING FROM THE PURCHASE OF GOODS AND SERVICES	18 008,36
2. TAXATION, DONATION, DUTY AND SOCIAL SECURITY RECEIVABLES	0,00
3. OTHER RECEIVABLES	8 486 616,67
III SHORT-TERM INVESTMENTS	958 601 838,83
1. SHORT-TERM FINANCIAL ASSETS IN RELATED ENTITIES	306 641 692,67
2. CASH AND CASH EQUIVALENTS	651 960 146,16
IV. SHORT-TERM ACCRUALS AND PRE-PAYMENTS	2 149 445,19
TOTAL ASSETS	1 015 775 178,51

BALANCE SHEET AS OF 31 DECEMBER 2017

2017

A OWN FUNDS	405 984 351,64
B LIABILITIES AND PROVISIONS FOR LIABILITIES	609 790 826,87
I. PROVISIONS FOR LIABILITIES	49 676 803,00
II. LONG-TERM LIABILITIES	0,00
III. SHORT-TERM LIABILITIES	559 808 459,32
IV. ACCRUALS AND DEFERRED INCOME	305 564,55
TOTAL LIABILITIES	1 015 775 178,51

PROFIT AND LOSS ACCOUNT

FOR THE PERIOD 01.01.-31.12.2017

2017

A. NET SALES REVENUE	86 980 003,41
B. COST OF PRODUCTS SOLD	17 195 301,34
C. GROSS PROFIT OR LOSS FROM SALES (A-B)	69 784 702,07
D. SALES COST	484 829,04
E. GENERAL MANAGEMENT COST	70 360 405,46
F. PROFIT (LOSS) FROM SALES (C-D-E)	-1 060 532,43
G. OTHER OPERATING REVENUES	3 932 853,45
H. OTHER OPERATING COSTS	2 956 969,30
I. PROFIT (LOSS) ON BUSINESS ACTIVITIES (F+G-H)	-84 648,28
J. FINANCIAL REVENUES	24 848 216,06
K. FINANCIAL COSTS	33,05
L. GROSS PROFIT (LOSS) (I+J-K)	24 763 534,73
M. INCOME TAX	130 248,00
N. OTHER MANDATORY PROFIT REDUCTIONS (INCREASE OF LOSS)	
O. NET PROFIT/LOSS (L-M-N)	24 633 286,73



ZAiKS: PATRON OF CULTURE

The Society of Authors ZAiKS is one of the most important patrons of culture in Poland. We award scholarships for creative work that simplify the commencement of work or its completing for lots of authors. We subside cultural events, both those large and small local artistic activities, which are possible thanks to the ZAiKS' help. We have adopted the principle summarised by Janusz Fogler "All ZAiKS' Presidents have repeated to take proper care over the homes of creative work, system to support creative output of high quality and care for the members. We are here for our members, serving them in the best possible way and taking into consideration the supreme value which is the national culture".

How ZAiKS supports culture

- We have awarded scholarships and grants from our Fund for Promotion of Creative Activity.
- We have co-organised vital for culture events, taking advantage of the numerous opportunities to honor the most outstanding authors.
- We have joined the organisers of events that are conspicuous in the cultural landscape of our country.
- We have awarded our own prizes, such as - very close to our heart - ZAiKS' Prizes, but also the prizes awarded by of the Society of Authors ZAiKS and given during the ceremonies organised by other institutions.
- We have entered into cooperation with those cultural institutions that are vital for the members of the Society.
- We have organised exhibitions.
- We have launched closed competitions for scriptwriting, theatre plays, radio broadcasts and librettos.
- We have exempted the significant charity events from fees. Jurek Owsiak, who was asked in 2014 about the support of ZAiKS for WOŚP (the Great Orchestra of Christmas Charity), emphasised that ZAiKS was a kind of benefactor and added "it is good for the people to know about the scope of this help".

PHOTO: SPORTGRAFIA.PL STX JAMBOREE, IRENEUSZ SOBIESZCZUK TYP SA





The ZAIKS' Prize
Ceremony, Kapela
ze Wsi Warszawa
band, Dom pod
Królami 2014



THE ZAIKS' PRIZES

Since the mid-60, the Society has granted the ZAIKS Prizes. They are valued by the professionals since they are granted by the fellow members. The prizes are presented at a special ceremony of the World Book and Copyright Day on 23 April; the day is also an annual holiday of the Society. It should be added – taking into consideration regrettably low funds for culture nowadays – it is not only prestigious award, it has a financial aspect as well. During the last four years, over 70 creators were awarded in the following categories:

PHOTOS: KRZYSZTOF WOJCIEWSKI

HONORARY MEMBERSHIP

Even before the war, seven members received the Honorary Membership of ZAIKS. Until today, the title has been highest honour of the Society. During the last term of office of the Executive Board, the following creators were received into the Honorary Members and the circle of creators and friends of ZAIKS.

Jan Bleszyński
Jacek Bocheński
ks. Adam Boniecki
Norman Davies
Janusz Głowacki
Józef Hen
Jean-Michel Jarre
Jan A.P. Kaczmarek
Michał Kleiber
Helena Kołaczowska
Witold Kołodziejcki
Zygmunt Konieczny
Joanna Kulmowa
Michał Lorenc
Janusz Majewski
Adam Makowicz
Jerzy Maksymiuk
Wiesław Myśliwski
Edward Pałasz
Jan Kanty Pawluśkiewicz
Tomasz Stańko
Emil Wesołowski
Jan „Ptaszyn” Wróblewski
Polski PEN Club

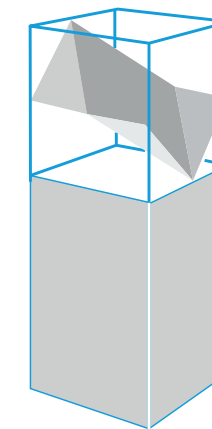


Norman Davis,
Honorary Member of ZAIKS

Jan „Ptaszyn” Wróblewski,
Honorary Member of ZAIKS



Józef Hen,
Honorary Member of ZAIKS



Helena Kołaczowska,
Honorary Member
of ZAIKS



Michał Lorenc, Honorary Member of ZAIKS
and Janusz Fogler, President of ZAIKS



Edward Pałłasz,
Honorary Member of ZAiKS



The ZAiKS Prize Winners, Dom pod Królami, 2016

THE KAROL MAŁCUŻYŃSKI PRIZE

prof. Andrzej Makowiecki
Stanisław Wielanek
Jarosław Zieliński
Robert Maciej
Tomasz Lerski

THE PRIZE FOR WORKS FOR CHILDREN

Wanda Chotomska
Adam Kilian
Maria Jeżowska
Grzegorz Kasdepke
Anna Wróblewska
Jerzy Armata
Katarzyna Pakosińska
Maciej Wojtyszko
Witold Giersz
Józef Wilkoń

THE LITERARY PRIZE AWARDED TO TRANSLATORS

Jerzy Radziwiłowicz
Ewa Rojewska-Olejarczuk
Artur Zapałowski
Wera Dejanowa
Danuta Chmielewska
Bohdan Zadura
Tuğrul Çetiner
Kazys Uscila
Monika Muskała
Aleksander Nawrocki
Jarema Bielawski
Jaūhien Salejčuk
Joanna Pomorska
Jolanta Kozak
Darja Dominkuš
Antonia Lloyd-Jones

THE PRIZE AWARDED FOR THE PROMOTION OF POLISH ENTERTAINMENT

Dorota Zamolska
Katarzyna Jankowska
Radio Wawa
Antoni Krupa
Piotr Bakal
Zbigniew Krajewski

THE KRZYSZTOF T. TOEPLITZ PRIZE

Jerzy Płażewski
prof. Marek Hendrykowski
Tadeusz Sobolewski
Alicja Helman
Rafał Marszałek

THE VISUAL ARTS PRIZE

Andrzej Dudziński
Wojciech Plewiński
Boris Kudlička
Witold Krassowski

THE PRIZE AWARDED FOR THE PROMOTION OF POLISH CONTEMPORARY MUSIC

Marek Moś
Stanisław Moryto
Agnieszka Duczmal
Zbigniew Kozub

THE PRIZE FOR CHOREOGRAPHIC WORK

Krzysztof Pastor

Maciej Wojtyszko, The ZAiKS Prize Winner, i Michał Komar, Vice President of ZAiKS



FOT. KRZYSZTOF WOJCIEWSKI



The ZAiKS' Prize Ceremony, Kwadrofoniak band, Dom pod Królami, 2015

IN THE PERIOD OF 2014–2017 SPECIAL AWARDS WERE GRANTED. THE WINNERS WERE:

Henryk Bardijewski
Tadeusz Barucki
Jacek Bocheński
ks. Adam Boniecki
Jacek Cygan
Norman Davies
Krzysztof Dzikowski
Janusz Fogler

Katarzyna Gaertner
Marek Gaszyński
Krzysztof Gierałtowski
Andrzej Grembowski
Jerzy Gruza
Józef Hen
Stanisław Jędryka
Jan A. P. Kaczmarek

Krzysztof Karasek
Michał Kleiber
Teresa Kujawa-Knapik
Joanna Kulmowa
Henryk Kuźniak
Romuald Lipko
Michał Lorenc
Janusz Majewski
Adam Makowicz
Jerzy Maksymiuk
Wiesław Myśliwski
Zbigniew Namysłowski

Bogdan Olewicz
Edward Pałłasz
Jan Kanty Pawluśkiewicz
Ryszard Poznakowski
Krzysztof Sadowski
Barbara Seidler-Hollender
Tomasz Stańko
Leon Tarasewicz
Stanisław Tym
Emil Wesołowski
Tadeusz Woźniak
Jan „Ptaszyn” Wróblewski

100LAT! KULTURY

CREATING AND
PROTECTING POLISH
CULTURE SINCE 1918

