



AMCOS New Zealand Limited

Annual Report
For the year ended 30 June 2021

AMCOS New Zealand Limited

Financial statements

For the year ended 30 June 2021

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Directors' declaration

To the members of AMCOS New Zealand Limited

In the opinion of the Directors of AMCOS New Zealand Limited, the financial statements and notes, contained in this report:

- comply with New Zealand generally accepted accounting principles and give a true and fair view of the financial position of the Company as at 30 June 2021 and the results of operations for the year ended on that date; and
- have been prepared using the appropriate accounting policies, which have been consistently applied and supported by reasonable judgements and estimates.

The Directors believe that proper accounting records have been kept which enable, with reasonable accuracy, the determination of the financial position of the Company and facilitate compliance of the financial statements with the Financial Reporting Act 2013.

The Directors consider that they have taken adequate steps to safeguard the assets of the Company, and to prevent and detect fraud and other irregularities. Internal control procedures are also considered to be sufficient to provide reasonable assurance as to the integrity and reliability of the financial statements.

The Directors are pleased to present the financial statements of AMCOS New Zealand Limited for the year ended 30 June 2021.

For and on behalf of the Directors on 22 September 2021.



Dean Ormston
Director

Company directory

NATURE OF BUSINESS	Copyright collection society
REGISTERED OFFICE	Unit 113, Zone 23 21-23 Edwin Street MOUNT EDEN Telephone: 09 623 2173 Facsimile: 09 623 2174 E-mail: kiaora@apra.co.nz
INCORPORATION NUMBER	1208240
IRD NUMBER	82-600-949
DIRECTORS	Mr A Healey and Mr D Ormston
AUDITOR	KPMG
BANKERS	ANZ
SOLICITORS	Lee Salmon Long
BUSINESS LOCATION	Mount Eden
SHAREHOLDER	Australasian Mechanical Copyright Owners Society Limited



Independent Auditor's Report

To the members of AMCOS New Zealand Limited

Report on the audit of the financial statements

Opinion

In our opinion, the accompanying financial statements of AMCOS New Zealand Limited (the 'Company') on pages [7] to [22]:

- i. present fairly in all material respects the Company's financial position as at 30 June 2021 and its financial performance and cash flows for the year ended on that date; and
- ii. comply with New Zealand Equivalents to International Financial Reporting Standards Reduced Disclosure Regime.

We have audited the accompanying financial statements which comprise:

- the statement of financial position as at 30 June 2021;
- the statements of profit or loss and other comprehensive income, the changes in equity and cash flows for the year then ended; and
- notes, including a summary of significant accounting policies and other explanatory information.



Basis for opinion

We conducted our audit in accordance with International Standards on Auditing (New Zealand) ('ISAs (NZ)'). We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

We are independent of the Company in accordance with Professional and Ethical Standard 1 International Code of Ethics for Assurance Practitioners (Including International Independence Standards) (New Zealand) issued by the New Zealand Auditing and Assurance Standards Board and the International Ethics Standards Board for Accountants' International Code of Ethics for Professional Accountants (including International Independence Standards) ('IESBA Code'), and we have fulfilled our other ethical responsibilities in accordance with these requirements and the IESBA Code.

Our responsibilities under ISAs (NZ) are further described in the auditor's responsibilities for the audit of the financial statements section of our report.

Our firm has also provided other services to the Company in relation to Tax Advisory. Subject to certain restrictions, partners and employees of our firm may also deal with the Company on normal terms within the ordinary course of trading activities of the business of the Company. These matters have not impaired our independence as auditor of the Company. The firm has no other relationship with, or interest in, the Company.

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Other information

The Directors, on behalf of the Company, are responsible for the other information included in the entity's financial statements. Our opinion on the financial statements does not cover any other information and we do not express any form of assurance conclusion thereon.

In connection with our audit of the financial statements our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the financial statements or our knowledge obtained in the audit or otherwise appears materially misstated. If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.



Use of this independent auditor's report

This independent auditor's report is made solely to the shareholder as a body. Our audit work has been undertaken so that we might state to the shareholder those matters we are required to state to them in the independent auditor's report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the shareholder as a body for our audit work, this independent auditor's report, or any of the opinions we have formed.



Responsibilities of the Directors for the financial statements

The Directors, on behalf of the Company, are responsible for:

- the preparation and fair presentation of the financial statements in accordance with generally accepted accounting practice in New Zealand (being New Zealand Equivalents to International Financial Reporting Standards Reduced Disclosure Regime);
- implementing necessary internal control to enable the preparation of a set of financial statements that is fairly presented and free from material misstatement, whether due to fraud or error; and
- assessing the ability to continue as a going concern. This includes disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless they either intend to liquidate or to cease operations, or have no realistic alternative but to do so.



Auditor's responsibilities for the audit of the financial statements

Our objective is:

- to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error; and
- to issue an independent auditor's report that includes our opinion.

Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with ISAs NZ will always detect a material misstatement when it exists.

Misstatements can arise from fraud or error. They are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

A further description of our responsibilities for the audit of these financial statements is located at the External Reporting Board (XRB) website at:

<https://www.xrb.govt.nz/assurance-standards/auditors-responsibilities/audit-report-8/>

This description forms part of our independent auditor's report.

KPMG
Sydney

22 September 2021

Statement of profit or loss and other comprehensive income For the year ended 30 June 2021

	Section	2021 \$	2020 \$
Revenue from rendering of services	2.1	1,988,494	1,543,187
Other income	2.1	105,680	167,273
Total revenue and other income		2,094,174	1,710,460
Expenses	2.1	(104,720)	(306,498)
Management fee		(1,989,454)	(1,458,412)
Profit/(loss) before income tax		-	(54,450)
Income tax expense	2.3	-	-
Net profit/(loss) for the year		-	(54,450)
Other comprehensive income		-	-
Total comprehensive income/(loss) for the year		-	(54,450)

Statement of financial position As at 30 June 2021

	Section	2021 \$	2020 \$
Current assets			
Cash and cash equivalents		2,152,882	3,314,860
Cash on deposit		5,000,000	-
Trade and other receivables	3.3	7,021,903	8,667,265
Total current assets		<u>14,174,785</u>	<u>11,982,125</u>
Total Assets		<u><u>14,174,785</u></u>	<u><u>11,982,125</u></u>
Current liabilities			
Trade and other payables	3.4	1,543,361	1,795,921
Licence fees owing but unpaid		12,517,097	10,071,877
Total liabilities		<u>14,060,458</u>	<u>11,867,798</u>
Members' equity			
Share capital		1	1
Retained earnings		114,326	114,326
Total Members' equity		<u>114,327</u>	<u>114,327</u>
Total Equity and Liabilities		<u><u>14,174,785</u></u>	<u><u>11,928,125</u></u>

Statement of changes in equity For the year ended 30 June 2021

	Share Capital \$	Retained Earnings \$	Total Equity \$
Balance at 1 July 2019	1	168,776	168,777
(Loss) for the year	-	(54,450)	(54,450)
Other comprehensive income net of tax	-	-	-
Total comprehensive income for the year	-	(54,450)	(54,450)
Balance at 30 June 2020	1	114,326	114,327
Balance at 1 July 2020	1	114,326	114,327
Profit/(loss) for the year	-	-	-
Other comprehensive income net of tax	-	-	-
Total comprehensive income for the year	-	-	-
Balance at 30 June 2021	1	114,326	114,327

Statement of cash flows

For the year ended 30 June 2021

	Section	2021 \$	2020 \$
Cash flows from operating activities			
Cash receipts in the course of operations		23,762,064	15,525,853
Royalties paid		(15,861,943)	(12,112,897)
Cash payments in the course of operations		(4,065,515)	(2,851,604)
Interest received		3,416	16,663
Net cash provided by operating activities	2.5	<u>3,838,022</u>	<u>578,015</u>
Cash flows from investing activities			
Increase in cash on deposit		(5,000,000)	-
Net cash used in investing activities		<u>(5,000,000)</u>	<u>-</u>
Net (decrease)/increase in cash held		(1,161,978)	578,015
Cash at the beginning of the financial year		3,314,860	2,736,845
Cash at the end of the financial year		<u><u>2,152,882</u></u>	<u><u>3,314,860</u></u>

1. About this report

1.1 Reporting entity

AMCOS New Zealand Limited (Company) is a company domiciled in New Zealand and registered under the Companies Act 1993. The Company is a reporting entity for the purposes of the Financial Reporting Act 2013 and its financial statements comply with that Act.

The principal activities of the Company are the collection of fees in respect of the licensing of the reproduction in recorded form (including gramophone records, compact discs, audio and video cassettes, films, digital works, and audio-visual music programmes) of music.

The financial statements are for the year ended 30 June 2021 and were authorised for issue by the Directors on 22 September 2021.

1.2 Basis of preparation

Statement of compliance

The financial statements have been prepared in accordance with New Zealand Generally Accepted Accounting Principles (NZ GAAP). They comply with the New Zealand Equivalents to International Financial Reporting Standards Reduced Disclosure Regime (NZ IFRS RDR) and other applicable Financial Reporting Standards as appropriate for Tier 2 profit-orientated entities.

The Company qualifies for Tier 2 for profit Accounting Standards as it has no public accountability and is not a large for profit public sector entity.

Basis of Measurement

The financial statements are prepared on the historical cost basis.

Presentation Currency

The financial statements are presented in New Zealand Dollars.

Changes to significant accounting policies

There were no changes to significant accounting policies in this reporting year or the stated comparative year.

2. Results for the year

2.1 Revenue, other income and expenses

Revenue from rendering of services

Royalty income is defined as the gross licence fees collected by the Company from the licensing of the reproduction in recorded form of music under its control. The licence fees collected are based on information provided by copyright users. The Company's ability to verify the accuracy of this information is restricted. However, at the discretion of the Company, the information is subject to periodic investigation by external consultants acting on behalf of the Company.

Distributable revenue comprises gross licence fees collected less a fixed commission rate to cover the Company's expenses. The commission earned by the Company is disclosed as 'revenue from rendering of services' in the Statement of profit or loss and other comprehensive income reflecting the Company's contractual role as an agent in the licence fee collection process. Distributable revenue is distributed to copyright owners on a quarterly basis.

	2021 \$	2020 \$
<i>Revenue from licence fees</i>		
Owing but unpaid at the beginning of the financial year to members and affiliated societies	10,071,877	8,806,603
Billed during the year:		
Digital service providers	7,563,363	7,666,821
General businesses	9,540,659	5,253,913
Broadcasters	1,504,758	1,248,373
Education providers	970,003	1,061,789
Record labels	310,848	397,676
	<u>29,961,508</u>	<u>24,435,175</u>
Less:		
Amounts paid and payable during the year to members and affiliated societies	(15,471,616)	(12,839,686)
Owing but not paid at balance date to members and affiliated societies	<u>(12,517,097)</u>	<u>(10,071,877)</u>
Licence fees retained to meet operating expenses	1,972,795	1,523,612
Management and accounting services income	<u>15,699</u>	<u>19,575</u>
Total revenue from rendering of services	<u>1,988,494</u>	<u>1,543,187</u>

Interest and other income

Interest income is recognised in profit or loss as it accrues, using the effective interest rate. Foreign exchange gains are detailed in Section 6.1

Interest income	3,416	16,663
Foreign exchange gain	<u>102,264</u>	<u>150,610</u>
Total other income	<u>105,680</u>	<u>167,273</u>

Expenses

Auditor's of the Company – KPMG		
Audit services	8,728	9,000
Tax advisory services	5,000	5,000
	<hr/>	<hr/>
	13,728	14,000
Foreign exchange loss	59,779	163,914
Other	31,213	128,584
	<hr/>	<hr/>
	104,720	306,498
	<hr/>	<hr/>

2.2 Royalty distributions and royalties payable

Licence fees owing but unpaid are recognised as a liability as and when the related licence fee revenue is earned in accordance with the policy on revenue from rendering of services.

2.3 Taxation

Current tax is the expected tax payable on the taxable income for the year, using tax rates enacted or substantively enacted at the balance date, and any adjustment to tax payable in respect of previous years. The income tax paid in 2021 was \$nil (2020: \$nil) and the income tax expense for the year was \$nil (2020: \$nil).

The financial statements are prepared on a GST exclusive basis with the exception of Trade and other receivables and Trade and other payables in the Statement of financial position and Cash flows from operating activities in the Statement of cash flows which are stated inclusive of GST.

2.4 Segment reporting

The Company operates in one business segment being the promotion and protection of the interests of music publishers and writers owning or controlling the copyright in musical works. The Company operates entirely within New Zealand.

2.5 Reconciliation of cash

For the purposes of the Statement of cash flows, cash includes cash on hand and at bank and cash on deposits at call. Cash flows are included in the Statement of cash flows on a gross basis.

Cash as at the end of the financial period as shown in the Statement of cash flows is reconciled to the related items in the statement of financial position as follows:

Reconciliation of profit/(loss) after income tax to net cash provided by operating activities

	2021 \$	2020 \$
Profit/(loss) after income tax	-	(54,450)
Net cash provided by/(used in) operating activities before change in assets and liabilities	-	(54,450)
Change in assets and liabilities during the financial year:		
Decrease/(increase) in trade and other receivables	1,645,362	(684,621)
(Decrease)/increase in trade payables	(252,560)	51,812
Increase in licence fees owing but unpaid	2,445,220	1,265,274
Net cash provided by operating activities	<u>3,838,022</u>	<u>578,015</u>

3. Members' assets

3.1 Capital expenditure commitments

The Company had no commitments for capital expenditure as at 30 June 2021 (2020: \$nil).

3.2 Impairment of assets

The carrying amounts of the Company's assets are reviewed at each balance date to determine whether there is any indication of impairment. If any such indication exists, the assets recoverable amount is estimated.

An impairment loss is recognised whenever the carrying amount of an asset exceeds its recoverable amount. Impairment losses directly reduce the carrying amount of assets and are recognised in profit or loss.

The estimated recoverable amount of receivables carried at amortised cost is calculated as the present value of estimated future cash flows, discounted at their original effective interest rate. Receivables with a short duration are not discounted.

The estimated recoverable amount of other assets is the greater of their fair value less costs to sell and value in use. Value in use is determined by estimating future cash flows from the use and ultimate disposal of the asset and discounting these to their present value using a pre-tax discount rate that reflects current market rates and the risks specific to the asset. For an asset that does not generate largely independent cash inflows, the recoverable amount is determined for the cash-generating unit to which the asset belongs.

Impairment losses are reversed when there is a change in the estimates used to determine the recoverable amount.

Impairment losses are reversed through profit or loss.

3.3 Trade and other receivables

Trade and other receivables are stated at their cost less impairment losses amounting to \$5,969 (2020: \$53,564). Impairment losses in the 2020 year account for effects to licensees due to the COVID-19 pandemic.

	2021 \$	2020 \$
Trade receivables	7,021,903	8,667,265

3.4 Trade and other payables

Trade and other payables are stated at cost.

	2021 \$	2020 \$
Trade payables	988,503	1,424,138
Management fee payable to APRA New Zealand Limited	536,937	347,273
Accrued expenses	17,921	24,510
	<hr/>	<hr/>
	1,543,361	1,795,921

3.5 Leases

The Company is not party to any leases.

4. Risk management

4.1 Financial instruments

Recognition of non-derivative financial instruments

- Non-derivative financial instruments comprise investments in equity securities, trade and other receivables, cash and cash equivalents, trade and other payables and royalties payable.
-
- Non-derivative financial instruments are recognised initially at fair value plus, for instruments not at fair value through profit or loss, any directly attributable transaction costs. Subsequent to initial recognition non derivative financial instruments are measured as described below.

Cash and cash equivalents comprise cash on hand and at bank and short term deposits at call.

Other non-derivative financial instruments are measured at amortised cost using the effective interest method, less any impairment losses.

Financial risk management

Overview

The Company has exposure to the following risks from the use of financial instruments:

- credit risk;
- liquidity risk;
- market risk; and
- operational risk.

This note presents information about the Company's exposure to each of the above risks, their objectives, policies and processes for measuring and managing risk. Further quantitative disclosures are included in this note.

The Board of Directors has overall responsibility for the establishment and oversight of the risk management framework. The Board has established the Audit and Risk Committee which is responsible for developing and monitoring risk management policies. The Committee reports regularly to the Board on its activities.

Risk management policies are established to identify and analyse the risks faced by the Company, to set appropriate risk limits and controls, and to monitor risks and adherence to limits. Risk management policies and systems are reviewed regularly to reflect changes in market conditions and the consolidated activities. The Company through its training and management standards and procedures, aim to develop a disciplined and constructive control environment in which all employees understand their roles and obligations.

The Audit and Risk Committee oversees how management monitors compliance with the Company's risk management policies and procedures and reviews the adequacy of the risk management framework in relation to the risks faced by the Company.

Credit risk

Credit risk represents the loss that would be recognised if a customer or counterparty failed to perform their contractual obligations and arises principally from the Company's receivables from licensees and members.

Trade receivables

The Company's exposure to credit risk is influenced mainly by the individual characteristics of each licensee. Concentrations of credit risk are minimised by undertaking transactions with licensees and counterparties with no specific geographical concentration. The Audit and Risk Committee has established a credit policy under which defaulting licensees are pursued rigorously with the assistance of a collection agency.

Liquidity risk

Liquidity risk is the risk that the Company will not be able to meet its obligations as they fall due. The Company's approach to managing liquidity is to ensure that it will always have sufficient liquidity to meet its liabilities when due, under both normal and unusual conditions, without incurring unacceptable losses or risking damage to the Company's reputation.

Typically the Company ensures that it has sufficient cash on demand to meet expected member distributions and operational expenses for a period of 90 days, this excludes the potential impact of extreme circumstances that cannot reasonably be predicted, such as natural disasters.

Market risk

Market risk is the risk that changes in market prices such as foreign exchange rates and interest rates will affect the Company's income or the value of its holding of financial instruments. The objective of market risk management is to manage and control market risk exposures within acceptable parameters, while optimising the return.

Interest rate risk

The Company is exposed to interest rate risk in relation to its cash equivalents and cash on deposit balances. The weighted average interest rate on cash equivalents and cash on deposits of \$7,152,882 at 30 June 2021 is 0.28% (2020: \$3,314,860 at 0.05%). It is the Company's policy not to hedge this exposure to interest rate risk.

Operational Risk

Operational risk is the risk of direct or indirect loss arising from a wide variety of causes associated with the Company's processes, personnel, technology and infrastructure, and from external factors other than credit, liquidity and market risks such as those arising from legal and regulatory requirements and generally accepted standards of corporate behaviour.

The Company's objective is to manage operational risk so as to balance the avoidance of financial losses and damage to the Company's reputation with the overall cost effectiveness and to avoid control procedures that restrict initiative and creativity.

The primary responsibility for the development and implementation of controls to address operational risk is assigned to senior management within each operative unit. This responsibility is supported by the development of overall Company standards for the management of operational risk in the following areas:

- requirements for appropriate segregation of duties, including the independent authorisation of transactions;
- requirements for the reconciliation and monitoring of transactions;
- compliance with regulatory and other legal requirements;
- documentation of controls and procedures;
- requirements for the periodic assessment of operational risks faced, and the adequacy of controls and procedures to address the risks identified;
- requirements for the reporting of operational losses and proposed remedial action;
- development of contingency plans;
- training and professional development;
- ethical and business standards; and
- risk mitigation, including insurance where this is effective.

Compliance with Company standards is supported by periodic reviews undertaken by a governance committee of senior executives. The results of reviews as discussed with the management of the operational unit to which they relate.

Financial transactions

Credit risk

Exposure to credit risk

The carrying amount of the Company's financial assets represents the maximum credit exposure. The Company's maximum exposure to credit risk at the reporting date was:

	2021 \$	2020 \$
Assets		
Cash and cash equivalent	2,152,882	3,314,860
Cash on deposit	5,000,000	-
Trade and other receivables	7,021,903	8,667,265
	<u>14,174,785</u>	<u>11,982,125</u>

Liquidity risk

The contractual maturities of financial liabilities, as represented by trade and other payables and licence fees owing but unpaid, are all within one year. The carrying amount of these liabilities also represents the contractual cash flows.

Currency risk

Profile

The Company does not have significant exposure to foreign currency receivables at 30 June 2021: (30 June 2020: \$nil). The Company does not have significant exposure to foreign currency payables at 30 June 2021: \$nil (30 June 2020: \$nil).

Sensitivity analysis

A 10 percent strengthening or weakening of the New Zealand dollar against the Australian dollar at 30 June 2021 would not have materially increased or decreased the Company's equity at 30 June 2021.

Interest rate risk

Profile

At the reporting date the interest rate profile of the Company's interest-bearing financial instruments was:

	2021 \$'000	2020 \$'000
Fixed rate instruments		
Cash on deposit	5,000,000	-
	=====	=====
Variable rate instruments		
Cash at bank	2,152,882	3,314,860
	=====	=====

Sensitivity analysis

If interest rates had changed by plus or minus 1% per annum from the year end interest rate, with all other variables held constant, the Company's profit/(loss) before income tax expense for the year would have been \$21,529 higher/(lower) (2020: \$33,149).

4.2 Contingent Liabilities

The Company had no contingent liabilities as at 30 June 2021 (2020: \$nil).

5. Employee remuneration

5.1 Related parties

Parent Company

AMCOS New Zealand Limited is a wholly owned subsidiary of the Australasian Mechanical Copyright Owners Society Limited – a company incorporated in Australia.

Royalties paid to the parent company during the year ended 30 June 2021 were \$nil (2020: \$nil).

Directors

The Directors of the Company at any time during or since the reporting period were Mr Anthony Healey and Mr Dean Ormston.

Director's remuneration

The Director's remuneration for the current year was \$nil (2020: \$nil).

Director's indemnity and insurance

The parent Company has insured its Directors against liabilities to other parties (except to the Company or a related party of the Company) that may arise from their positions as Director. The insurance does not cover liabilities arising from criminal actions.

Transactions

The Directors have not entered into any transactions with the Company during the 2021 financial year.

Loans to and from Directors

No loans were made to or from the Directors by the Company during the 2021 financial year (2020: \$nil).

6. Other information

6.1 Foreign currency transactions

Transactions in foreign currencies that are settled in the accounting period are translated at the settlement date. Transactions in foreign currency that are not settled in the accounting period, resulting in monetary assets and liabilities denominated in foreign currencies at the balance date, are translated to New Zealand dollars at the foreign exchange rate ruling at that date. Foreign exchange differences arising on their translation are recognised in profit or loss.

6.2 Events subsequent to balance date

There has not arisen in the interval between the end of the financial year and the date of this report any item, transaction or event of a material and unusual nature likely, in the opinion of the Directors of the Company, to affect significantly the operations of the Company, the results of those operations, or the state of affairs of the Company, in future financial years.

6.3 New accounting standards and interpretations

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There are no new accounting standards or interpretations which are expected to have a material impact on the Company.