



Friday, August 31, 2018

PRESS STATEMENT

STATEMENT ON MPAKE DISTRIBUTION FOR 2017

MPAKE is pleased to announce its inaugural distribution to rights holders. This distribution is with respect to collections realized through joint collection with KAMP-PRISK between the 1st of November 2017 and the 31st of December.

As you may recall, MPAKE won the CMO license for the management of rights for composers, authors, arrangers and publishers on the 27th of March 2017 in an open and competitive bidding process. MPAKE then immediately begun set up of operations and planning for joint collection with KAMP PRISK and in fulfillment of its license terms and international best practices.

Joint collection activities were however halted by the temporary order issued by High Court in Kakamega on the 5th April 2017. These orders were lifted on October the 19th 2017 allowing MPAKE to legally collect and to do so with KAMP-PRISK. We are aware of the judgment given on the 13th July 2018 with respect to collections in 2017 and urge that rights holders follow necessary channels to get reconciliation and pay out over collection for this category of rights that was done by other entities who were ordered by the court to account for such collection to the industry regulator, the Kenya Copyright Board.

The total collections realized through joint collection between November 1 and December 31 2017 stands at **KES 4,677,130.76** of which the share committed to the specific class of rights represented by MPAKE is **KES 1,856,314.68** following revenue between copyright (MPAKE) and related rights (KAMP-PRISK).

Of this amount The Board of MPAKE has elected to commit 70% of this revenue to distribution as per its licensing terms and international best practices. The remaining 30% has been committed to administration expenses and MPAKE has entered into debt agreements with suppliers and vendors to recover the initial set up costs in the future and to do so within the 30% that's allocated for administrative expenses. The 2017 Audited Financial Statements that contain the finer details of this shall be availed on the MPAKE website for your review and perusal. During Q4 of this year MPAKE shall be releasing its 5 year strategic plan which shall further detail the debt management strategy as well as opportunities for growth that have been identified,

4th Floor Jumuia Place II , Lenana Road. P.O Box: 47290-00100, Nairobi, Kenya Phone: +254-799311078
E-mail: info@mpake.org Website: www.mpace.org



Following the above the amount available for the inaugural distribution is **KES 1,299,420.28** being 70% of the collections realized for November and December 2017. The Board of MPAKE has published the distribution rules with respect to this amount that are also attached for your perusal. A brief summary of allocations is as follows:

MPAKE Y1 (Nov – Dec 2017) Distribution Allocations (70%)		
1	Amount to be allocated for Members Welfare (through the MPAKE SACCO) @ 10%	129,942.028
2	National Distribution @35% (to be distributed by strictly scientific means as per the play count drawn from available data)	454,797.098
3	Regional Distribution @35% (To be distributed through equitable formula where highest earner does not earn more than 20times the lowest earner)	454,797.098
4	Amount Allocated to distribution to foreign works used in Kenya and for reciprocation with international PRO @ 20%	259,884.056
TOTAL		1,299,420,28

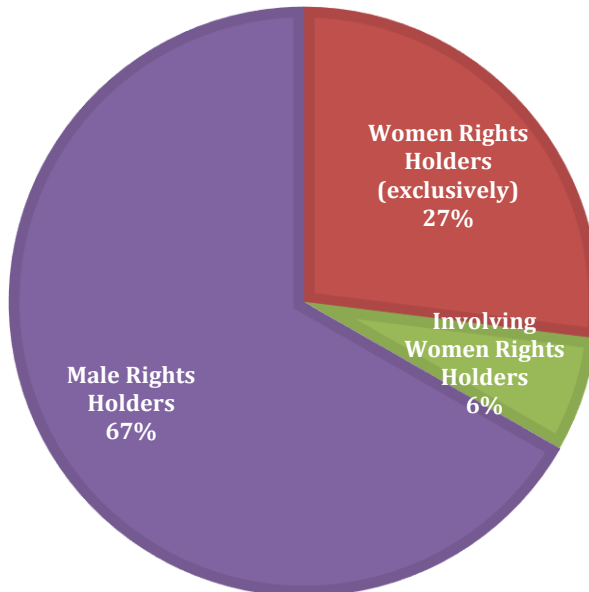
This inaugural distribution shall cover a total of 240 musical works with 150 of them being unique titles. The distribution shall be by merit and shall cover the top 20 performing musical tracks in the period as measured by all available data points including radio monitoring data, audience sampling and digital platforms data. In a move to protect the value of a singular song play in this and future distribution periods, The Board of MPAKE proposes that works must achieve a minimum of 0.1% of the recorded song plays in order to qualify for distribution.

MPAKE is extremely conscious of its role to not only manage the rights of women and other minority communities but also to promote and increase the active participation of such stakeholders in the sector. As such, the Board of MPAKE is pleased to announce that of the 150 unique titles that have qualified for this inaugural distribution 47 titles are were exclusively performed by women while a further 16 involve women performers. This means that 34% of the earnings in this inaugural distribution will go directly or indirectly to women rights holders.



MUSIC PUBLISHERS ASSOCIATION OF KENYA

RIGHTS HOLDER PROFILE (EARNINGS)



Timeline

By way of this communication MPAKE hereby formally declares the inaugural distribution. The following are the next steps:

1. Declaration of works by the rights holders whose work has qualified for distribution

This will be by submitting two copies of a sworn affidavit sworn before a commissioner of oaths (template attached) or by submitting a certified copy of Copyright ownership Certificate from the Kenya Copyright Board.

2. Claims Period (7 days)

After submission of either of the above documents MPAKE shall give 7 days for any claims to be filed on that declaration and after the lapse of this period MPAKE shall make the payment to the rights holder by Mobile Money to the number declared by the rights holder.

3. Dispute Resolution

Should there be any counter claims to any works, MPAKE shall request the rights holders to visit the Kenya Copyright Board.



MPAKE shall do everything in its power to make the process of payout be as smooth as possible. We welcome any suggestion and guidance as to how to execute this part.

MATTERS ARISING

The Board of MPAKE has also noted the following issues and would like to put them on record at this time:

- There's currently a need for the industry as a whole to improve capacity in monitoring and data management systems in order to provide a good basis for merit based distribution. The Board of MPAKE has engaged the services of several monitoring companies to continuously monitor airplay and conduct consumption surveys in the future. MPAKE has also written to the industry stakeholders including the Communications Authority and the Media owners Association to request their support and cooperation in efforts to increase the data available to support merit based distribution.
- There is also a need to increase the quality of the data that is available for use through improvements on the documentation of musical works when released and made available to the public. To this end the Board of MPAKE proposes holding training workshops and seminars to sensitize right holders on the ways to properly document and annotate their works in order for it to be easily identifiable
- There's little to no data available for music consumption in North Eastern Region and even though The Board has allocated an amount to be distributed to that region the Board is still considering the best formula to use. The Board welcomes all industry stakeholders from the North Eastern region.

--- Ends ---



MUSIC PUBLISHERS ASSOCIATION OF KENYA

2017 MPAKE ROYALTY DISTRIBUTION

NATIONAL

Song Title	Artist	RANK	Earnings
I do	Willy Paul	1	11685.39
Mungu Pekee	Nyashinski	2	11482.52
Alivyonipenda	Otile Brown	3	11198.50
Zigwembe	Bruz Newton	4	11036.20
Malaika	Nyashinski	5	11036.20
Kuliko Jana	Sauti Sol	6	10671.04
Nadeka	Guardian Angel	7	10468.16
4mulla	Naiboi	8	10387.02
Toa Tint	Khaligraph Jones	9	10265.29
Trikide	Timmy Tdat	10	10062.42
Masheesha	Hart The Band	11	9453.81
sema ng'we	Fena	12	8561.17
Odi	Timeless Noel	13	8317.73
Melanin	Sauti Sol	14	8317.73
NDOGO NDOGO	DAVID WONDER & BAHATI	15	8033.71
Yego	Khaligraph Jones	16	7871.41
Give it to Me	Akodhee	17	7830.84
TBT	Octopizzo	18	7627.96
Unconditionally bae	Sauti Sol	19	7384.52
Wembe	Tdat and Otile Brown	20	7384.52
Mwema	Mercy Masika	21	7262.80
Bablas	Kansoul	22	6775.90
ameni	Eunice Njeri	23	6045.57
Kilio Cha Mugabe Were	Oyi Papa Jey	24	5802.12
Kwisyulya Ta Nzoka	Ken wa Maria	25	5720.97
Christina Dada	Maroon Commandos	26	5558.68
Mbe Omukhasi	Steve Kay	27	5436.95
Bingu Bichenchanga	Amos Barasa	28	5315.23
Kibali	Florence Andenyi	29	5112.36



MUSIC PUBLISHERS ASSOCIATION OF KENYA

Msaidizi	Gloria Muliro	30	5071.78
Run Ting	Fean feat King kaka	31	5071.78
Gudi Gudi	Naiboi and Jegede	32	5071.78
Digi Digi	Arrow Boy	33	5071.78
Kwisyulya Ta Nzoka	Ken wa Maria	34	5031.21
Tippy Toe	Femi One	35	5031.21
Liseme	Sarah K	36	5031.21
Koo Koo	Elani	37	4990.64
Ndiari Mwega	James Wanyoike	38	4950.06
Problem	Naiboi	39	4828.34
Kitole	Stephen Kasolo	40	4828.34
Mkono wa Bwana	Mercy Masika	41	4179.15
Tenda Wema	Ringtone ft Christina Shusho	42	4016.85
Hera remo	Musa Jakadala	43	3935.71
Unajua	Gilad	44	3895.13
Injili	Papa Dennis	45	3895.13
Cham gi wangi	Eng Wuod Fibi	46	3895.13
Ngori	Kelele Takatifu	47	3895.13
Inspire	Nameless	48	3895.13
Githima Kia Ma	Shiro wa Gp	49	3895.13
Ndiari Mwega	James Wanyoike	50	3895.13
PHYLLIS MBUTHIA	Phyllis Mbuthia	51	3895.13
Mkono wa Bwana	Mercy Masika	52	3895.13
Afadhali Yesu	Size 8	53	3529.96
Tam Tam	Willy Paul	54	3529.96
Uliza Kiatu	Hart The Band	55	3529.96
Number 1	Le Band Suziah	56	3529.96
Kama Kawaida	Kagwe Mungai	57	3529.96
Amina	Sanaipei Tande	58	3529.96
Ibaada	Rev Musembi	59	3408.24
Kutembea nawe	Rebekha Dawn	60	3286.52
Shoulder back	Redsan	61	3245.94
Attention	Viviane ft Redsan	62	3205.37
Vanity	Daddy Owen	63	3083.65
Daima	Eric Wainaina	64	3002.50



MUSIC PUBLISHERS ASSOCIATION OF KENYA

Weka Weka	Punit	65	2556.18
Niwache Niimbe	Pitson	66	2475.03
Ngori	Kelele Takatifu	67	2393.88
Taai	Emmy Kosgei	68	2393.88
Adabu	Dela Ft Hart the Band	69	2393.88
Nishike	Sauti Sol	70	2393.88
Kigeugeu	Jaguar	71	2393.88
Bank Otuch	Luodollar	72	2393.88
Twende	King Kaka ft Sudi Boy	73	2393.88
Tempo	Dufla Diligon	74	2353.31
Shindu Shange	Massiger	75	2353.31
Mwana Waberi	Ninga Flames	76	2312.73
Ugali Sosa	Man Ingwe	77	2272.16
No spine	Bugu Bugu	78	2191.01
Tosheka	MOG	79	2150.44
Charm	Vivianne	80	2150.44
Wewe	Susumila ft Avril	81	2109.86
Yule	Avril	82	2069.29
Tunakubali	Tdat and Kansoul	83	2069.29
Lihimidi Jina Lake	Grace Omondi	84	1947.57
Dumbala	Sage	85	1866.42
Wi Munene	Alice Kamande	86	1785.27
Doing her thing	Fena	87	1785.27
Ni yesu	Size 8	88	1785.27
Barua	Bahati	89	1744.69
Bazokizo	Bruz Newton	90	1704.12
Mapenzi	Kidum	91	1582.40
Nikuktazama	Hart The Band	92	1501.25
Baadye	Amos and Josh	93	1379.53
Sema Milele	Gilad	94	1379.53
Naona bado	Sudi ft Amelina	95	1338.95
selfie	Kansoul	96	1298.38
Mafeelings	Dela	97	1298.38
Sweet Love	Wahu	98	1298.38
Get Down	Madtraxx	99	1298.38
You Guy	Punit	100	1298.38

4th Floor Jumua Place II , Lenana Road. P.O Box: 47290-00100, Nairobi, Kenya Phone: +254-799311078

E-mail: info@mpake.org Website: www.mpake.org



MUSIC PUBLISHERS ASSOCIATION OF KENYA

EASTERN REGION

Song Title	Artist	RANK	Amount
Kwisyulya Ta Nzoka	Ken wa Maria	1	5414.25
Kitole	Stephen Kasolo	2	5143.54
Mkono wa Bwana	Mercy Masika	3	4872.83
I do	Willy Paul	4	4602.11
Kinengo Kya Wini	Justus Myello	5	4331.40
Kiugo Kimwe	Sherry Pam	6	4060.69
Mwema	Mercy Masika	7	3789.98
Kiwango Kingi	Wilberforce Musyoka	8	3519.26
Musyai Nasuviwe	Eunice Kyalo	9	3248.55
Mungu Pekee	Nyashinski	10	2977.84
Masavu ma Ngai	Purity Kateiko	11	2707.13
Kuliko Jana	Sauti Sol	12	2436.41
Alivyonipenda	Otile Brown	13	2165.70
Kaswii	Mbuvi	14	1894.99
subiri	MERCY MASIKA ,EMMY KOSGEI & EVELYN WANJIRU	15	1624.28
Musyai ni Wavata	Phyllis Mutisya	16	1353.56
Liseme	Sarah K	17	1082.85
Ibaada	Rev Musembi	18	812.14
Kutembea nawe	Rebekha Dawn	19	541.43
Melanin	Sauti Sol	20	270.71

CENTRAL REGION

Song Title	Artist	RANK	Amount
Githima Kia Ma	Shiro wa Gp	1	5414.25
Ndiari Mweka	James Wanyoike	2	5143.54
Odi	Timeless Noel	3	4872.83
PHYLLIS MBUTHIA	Phyllis Mbuthia	4	4602.11
Liseme	Sarah K	5	4331.40



MUSIC PUBLISHERS ASSOCIATION OF KENYA

Ngai Murathimi	Ruth wamuyu	6	4060.69
Tuirio Twega	Jose Gatutura	7	3789.98
NDOGO NDOGO	DAVID WONDER & BAHATI	8	3519.26
AMENI	Eunice Njeri	9	3248.55
UNDAHI	Betty Bayo and Shiro wa Gp	10	2977.84
Nduri Wiki	Shiro wa Gp	11	2707.13
I do	Willy Paul	12	2436.41
Mkono wa Bwana	Mercy Masika	13	2165.70
subiri	MERCY MASIKA ,EMMY KOSGEI & EVELYN WANJIRU	14	1894.99
Mwema	Mercy Masika	15	1624.28
Kuliko Jana	Sauti Sol	16	1353.56
Kiugo	Rachel Ngigi	17	1082.85
Kutembea nawe	Rebekha Dawn	18	812.14
KIKUYU MEDLE"	Safari Voices International	19	541.43
Tenda Wema	Ringtone ft Christina Shusho	20	270.71

WESTERN REGION

Song Title	Artist	RANK	Amount
ndio yako	Gloria Muliro	1	5414.25
Mbe Omukhasi	Steve Kay	2	5143.54
Bingu Bichenchanga	Amos Barasa	3	4872.83
Kibali	Florence Andenyi	4	4602.11
Msaidizi	Gloria Muliro	5	4331.40
My dear	David Barasa	6	4060.69
Mulongo	Webuye Jua Kali	7	3789.98
Isunga Yo	George Matendechere	8	3519.26
Betty	Alfred Akivambo	9	3248.55
Shindu Shange	Massiger	10	2977.84
Mwana Waberi	Ninga Flames	11	2707.13
Ugali Sosa	Man Ingwe	12	2436.41
Fanya	Willy Paul	13	2165.70
Sena Lwanyi	Emmanuel Musindi	14	1894.99
Mayaula Mayoni	Webuye Jua Kali	15	1624.28



MUSIC PUBLISHERS ASSOCIATION OF KENYA

Omukoyi	Wabwile Wa Barasa	16	1353.56
Tindikti	David Barasa	17	1082.85
Biatonde Kassanda	Dr. Nico Kassanda	18	812.14
Christina Dada	Maroon Commandos	19	541.43
Khwekanile	Geofrey Kwatamba	20	270.71

NAIROBI REGION

Song Title	Artist	RANK	Amount
I do	Willy Paul	1	5414.25
Mungu Pekee	Nyashinski	2	5143.54
Alivyonipenda	Otile Brown	3	4872.83
Kuliko Jana	Sauti Sol	4	4602.11
Malaika	Nyashinski	5	4331.40
Odi	Timeless Noel	6	4060.69
4mulla	Naiboi	7	3789.98
Toa Tint	Khaligraph Jones	8	3519.26
Trikide	Timmy Tdat	9	3248.55
Zigwembe	Bruz Newton	10	2977.84
sema ng'we	Fena	11	2707.13
Nadeka	Guardian Angel	12	2436.41
Melanin	Sauti Sol	13	2165.70
NDOGO NDOGO	DAVID WONDER & BAHATI	14	1894.99
TBT	Octopizzo	15	1624.28
Wembe	Tdat and Otile Brown	16	1353.56
Masheesha	Hart The Band	17	1082.85
Bablas	Kansoul	18	812.14
Kilio Cha Mugabe Were	Oyi Papa Jey	19	541.43
Kwisulya Ta Nzoka	Ken wa Maria	20	270.71



MUSIC PUBLISHERS ASSOCIATION OF KENYA

NYANZA REGION

Song Title	Artist	RANK	Amount
Hera remo	Musa Jakadala	1	5414.25
Kilio Cha Mugabe Were	Oyi Papa Jey	2	5143.54
I do	Willy Paul	3	4872.83
Cham gi wangi	Eng Wuod Fibi	4	4602.11
Alivyonipenda	Otile Brown	5	4331.40
Mungu Pekee	Nyashinski	6	4060.69
Waruaki	John Okidi	7	3789.98
Rambanya Piny	Koffi Macadory	8	3519.26
Mwema	Mercy Masika	9	3248.55
We Chayo Jathum	Emma Jalamo	10	2977.84
Give it to me	Akodhee ft Flavour	11	2707.13
Unconditionally Bae	Sauti Sol	12	2436.41
Trikide	Timmy Tdat	13	2165.70
Tenda Wema	Ringtone and Christian Shusho	14	1894.99
Unajua	Gilad	15	1624.28
Christina Dada	Maroon Commandos	16	1353.56
Kuliko Jana	Sauti Sol	17	1082.85
Bindu Binchenganga	Amos Barasa	18	812.14
Mambo Yabadilika	Hellena Ken	19	541.43
Vanity	Daddy Owen	20	270.71

COAST REGION

Song Title	Artist	RANK	Amount
Alivyonipenda	Otile Brown	1	5414.25
Kiasi	Jua Cali	2	5143.54
Give it to me	Akodhe feat Flavour	3	4872.83
Wa ajabu	Mercy Linah	4	4602.11
Mungu Mkuu	Evelyn Wanjiru	5	4331.40
Kala Mashaka	Safari sound Band	6	4060.69



MUSIC PUBLISHERS ASSOCIATION OF KENYA

Wanajua	Pitson	7	3789.98
Ngojea	Dogo Richie	8	3519.26
Tayari	Alice Kamande	9	3248.55
Narudisha	Gloria Muliro	10	2977.84
Ugali Sosa	Man Ingwe	11	2707.13
Wi Munene	Alice Kamande	12	2436.41
Malaika	Nyashinski	13	2165.70
Ndogo wangu	Ally B	14	1894.99
Hinde	African Vibrations	15	1624.28
Mungu Pekee	Nyashinski	16	1353.56
Stella	Freshley Mwamburi	17	1082.85
mwema	Mercy Masika	18	812.14
Nani Kama Wewe	Eunice Njeri	19	541.43
Liseme	Sarah K	20	270.71

RIFT VALLEY

Song Title	Artist	RANK	Amount
ONGECHOMYEN	Mum Cherop	1	5414.25
Taai	Emmy Kosgei	2	5143.54
ETADAMUA	MARYANNE NAIPASOI TUTUMA	3	4872.83
Takomugksei	Mum Cherop	4	4602.11
ogas okwek	Eunice Langat	5	4331.40
Charm	Vivian ft Chameleone	6	4060.69
LEGETYO	MWALIMU KENDAGOR	7	3789.98
Liseme	Sarah K	8	3519.26
ATIRIREN	Maggy Cheruiyot	9	3248.55
subiri	MERCY MASIKA ,EMMY KOSGEI & EVELYN WANJIRU	10	2977.84
Narudisha	Gloria Muliro	11	2707.13
Mungu Pekee	Nyashinski	12	2436.41
Arusi	Cyrus Koech	13	2165.70
NDOGO NDOGO	DAVID WONDER & BAHATI	14	1894.99
I do	Willy Paul	15	1624.28



**MUSIC PUBLISHERS
ASSOCIATION
OF KENYA**

mwema	Mercy Masika	16	1353.56
Nikimuona	Avril	17	1082.85
Tenda Wema	Ringtone ft Christina Shusho	18	812.14
Kuliko Jana	Sauti Sol	19	541.43
Waambie	Alice Kamanzi	20	270.71