

GWFF

GESELLSCHAFT ZUR WAHRNEHMUNG
VON FILM- UND FERNSEHRECHTEN MBH

*Gesellschaft zur Wahrnehmung von
Film- und Fernsehrechten mbH*

**GWFF Gesellschaft zur Wahrnehmung
von Film- und Fernsehrechten mbH**
Munich

Transparency Report for the fiscal year 2021
--non-binding convenience translation--

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A. ANNUAL FINANCIAL STATEMENTS FOR THE FISCAL YEAR 2021

I. Balance Sheet

ASSETS	Dec 31, 2021 EUR	Dec 31, 2020 EUR
A. Fixed assets		
I. Intangible assets		
Software	138,505.00	133,971.00
II. Tangible assets		
1. Leasehold improvements	1.00	1.00
2. Office equipment	13,758.00	23,336.00
	13,759.00	23,337.00
III. Financial assets		
Shares in affiliated companies	880,375.12	880,375.12
	1,032,639.12	1,037,683.12
B. Current assets		
I. Receivables and other assets		
1. Receivables from affiliated companies	43,792.00	21,150.00
2. Other assets	211,811.05	156,365.67
	255,603.05	177,515.67
II. Cash on hand and cash in banks	43,318,292.66	49,993,415.16
C. Deferred charges	15,721.01	19,182.96
	44,622,255.84	51,227,796.91
LIABILITIES AND SHAREHOLDERS' EQUITY	Dec 31, 2021	Dec 31, 2020
	EUR	EUR
A. Shareholders' equity		
Capital subscribed	103,000.00	103,000.00
B. Reserves and accrued liabilities		
1. Reserves for entitled persons	43,776,664.66	49,050,036.83
2. Pension reserves	0.00	257,289.00
3. Other accrued liabilities	153,000.00	131,000.00
	43,929,664.66	49,438,325.83
C. Liabilities		
1. Accounts payable	49,704.84	68,814.82
2. Other liabilities	539,886.34	1,617,656.26
	589,591.18	1,686,471.08
	44,622,255.84	51,227,796.91

II. Profit and Loss Statement

	2021	2020
	EUR	EUR
1. Royalties collected for authors' and neighboring rights	55,816,892.03	122,408,151.76
2. Other operating income	280,218.22	278,411.30
3. Personnel expenses		
a) Salaries	-960,945.68	-1,001,500.98
b) Social security, pension benefit plans	-414,970.38	-175,386.34
--thereof for pension benefit plans		
EUR 254,711.00 (2020: EUR 6,736.00)--		
4. Depreciation and amortization	-65,465.04	-57,771.90
5. Other operation expenses	-716,523.43	-776,135.86
6. Interest income	0.01	343.47
7. Interest expenses	-195,441.58	-256,876.13
8. Result	53,743,764.15	120,419,235.32
9. Addition to reserves for entitled persons	-53,743,764.15	-120,419,235.32
10. Net result	0.00	0.00

III. Cash Flow Statement

The following cash flow statement, which illustrates the change in cash and cash equivalent (change in liquidity), provides information about the liquidity situation and the financial development. In this context, the payment flows are assigned to the areas business operation, investment and finance.

	2021 EUR	2020 EUR
Addition to reserves for entitled persons	53,744k	120,419k
+ Depreciation and amortization of fixed assets	65k	58k
-/+ Increase/decrease of Assets		
Receivables from affiliated companies	-23k	0k
Other assets	-55k	45k
Deferred charges	3k	2k
+/- Increase/decrease of Liabilities		
Pension reserves	-257k	-88k
Other accrued liabilities	22k	-38k
Accounts payable	-19k	69k
Other liabilities	-1,078k	1,546k
= Cash flow from operating activities before distribution	52,402k	122,013k
- Payments to entitled persons	-58,755k	-115,487k
- Payments out of social fund	-40k	-40k
- Payments out of promotion fund	-222k	-187k
= Cash flow from distributions	-59,017k	-115,714k
- Additions to fixed assets	-60k	-94k
= Cash flow from investing activities	-60k	-94k
Cash flow from financing activities	0k	0k
= Change in cash and cash equivalents	-6,675k	6,205k
+ Cash and cash equivalents at the beginning of period	49,993k	43,788k
= Cash and cash equivalents at the end of period	43,318k	49,993k

IV. Notes

1. Principal legal bases

GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH having its registered office in Munich is entered under No. HRB 69235 in the Commercial Register at the Amtsgericht München [*Local Court Munich*].

These annual financial statements have been prepared in accordance with the regulations applicable to collecting societies and in compliance with Section 57(1), first sentence, VGG. The provisions of the HGB on large corporations are thus applying. In addition, the pertinent provisions of the German Limited Liability Companies Act [*GmbHG*] must be observed. Particularities of collecting societies have been taken into account by showing additional items (Section 265(5) HGB) and/or by adjusting the designation of items (Section 265(6) HGB).

The format of the balance sheet is in compliance with Section 266(2) and (3) HGB. In application of Section 265(5) HGB, the reserves have further been broken down by showing the additional item "reserves for entitled persons". As from the fiscal year 2019, these reserves will be shown in the first place pursuant to Section 265(6) HGB because they are typical of and material to the financial situation of a collecting society.

The format of the profit and loss statement is based on the total cost method pursuant to Section 275(2) HGB. In application of Section 265(6) HGB, the former item "revenues" will be designated as "royalties collected for authors' and neighboring rights" and the former additional item "provisions for reserves for the entitled persons" shown in application of Section 265(5) HGB will be designated as "addition to reserves for entitled persons" as from the fiscal year 2019 for the sake of clarity. The designation "net result" will be used in lieu of the designation "net income" as in the previous years.

2. Accounting and valuation principles

The intangible assets and tangible fixed assets are carried at acquisition cost less scheduled depreciation according to use. Depreciation is recorded straight-line pro rata temporis over a useful life of three (3) to thirteen (13) years, low-value fixed assets with a value up to EUR 250.00 (until 2017 EUR 150.00) are fully written off in the year of acquisition, low-value fixed assets (compound item) with acquisition cost between EUR 250.00 (until 2017 EUR 150.00) and EUR 1,000.00 are recorded straight-line pro rata temporis over a useful life of five (5) years. Foreign currency additions are converted at the exchange rates applicable at the time of payment. Financial assets are carried at acquisition cost and/or at the lower value to be assessed.

The other assets are carried at acquisition cost, the cash surrender value of a reinsurance policy at amortized cost (policy reserve including surplus sharing). Cash on hand and cash in banks are carried at their nominal value. In contrast to previous years up until 2016 all claims for which the Company received statements until the preparation of the annual financial statements will be accounted for in the following fiscal year.

The deferred charges contain expenses in 2021 which constitute expenditure for a certain time after the balance sheet date.

The reserves for the entitled persons take account of distribution commitments to the entitled persons and liabilities of still uncertain amount, the latter estimated in accordance with prudent business principles. In the case of reserves with a remaining term of more than one (1) year, the assessment pursuant to Section 253(2), first sentence, HGB has no effect in terms of amount since the interest income must be added to the relevant distribution reserve in view of the non-profit organization of the Company prescribed in Article 2 paragraph 2 of its Statutes. The respective interest income is set off against the respective expenditure incurred for the addition to the reserves so as to give a true and fair view of the earnings situation of the Company.

The pension reserves correspond to the settlement amount pursuant to Section 253(1), second sentence, HGB. They have been discounted at the average market interest rate of the previous ten (10) fiscal years pursuant to Section 253(2), first sentence, HGB. The bases for calculation are the "Heubeck guiding tables 2018 G".

The other accrued liabilities comprise all identifiable risks and uncertain obligations in an amount required in accordance with prudent business principles.

The liabilities are carried at their fulfillment amount. In contrast to previous years up until 2016 statements received for accounting periods until the balance sheet date which were paid until the preparation of the annual financial statements are not recorded as liabilities, but are included in the accrued liabilities.

To the extent that royalties collected for authors' and neighboring rights were received in foreign currency, they were converted at the exchange rates applicable at the time of receipt.

3. Notes to the balance sheet

The development of the fixed assets is represented in the statement of fixed assets shown on the following page.

The receivables are due and payable within one (1) year. The other assets include a receivable from a reinsurance policy maturing in the fiscal year in the amount of EUR 137k (cash surrender value of a reinsurance policy 2020: EUR 134k), the investment for rent deposit in the amount of EUR 20k (2020: EUR 20k) and creditors with debit balances in the amount of EUR 2k (2020: EUR 2k). Other assets amounting to EUR 192k (2020; EUR 136k) are due and payable within one (1) year. The remaining other assets amounting to EUR 20k (2020: EUR 20k) are due and payable with a term between one (1) and five (5) years.

The nominal capital entered in the Commercial Register amounts to EUR 103,000. It is fully paid in.

The reserves for entitled persons are obligations to the entitled persons, including the social fund and the promotion fund.

Statement of Fixed Assets in the Fiscal year 2021

	At cost				Accumulated depreciation				Net book value	
	Jan 1, 2021	additions	disposal	Dec 31, 2021	Jan 1, 2021	depreciation of the fiscal year	disposal	Dec 31, 2021	Dec 31, 2021	Dec 31, 2020
	EUR	EUR	EUR	EUR	EUR	EUR	EUR	EUR	EUR	EUR
I. Intangible assets										
Software	621,561.79	56,197.04	0.00	677,758.83	487,590.79	51,663.04	0.00	539,253.83	138,505.00	133,971.00
II. Tangible assets										
1. Leasehold improvements	29,823.31	0.00	0.00	29,823.31	29,822.31	0.00	0.00	29,822.31	1.00	1.00
2. Office equipment	313,187.44	4,224.00	0.00	317,411.44	289,851.44	13,802.00	0.00	303,653.44	13,758.00	23,336.00
	343,010.75	4,224.00	0.00	347,234.75	319,673.75	13,802.00	0.00	333,475.75	13,759.00	23,337.00
III. Financial assets										
Shares in affiliated companies	908,424.12	0.00	0.00	908,424.12	28,049.00	0.00	0.00	28,049.00	880,375.12	880,375.12
	1,872,996.66	60,421.04	0.00	1,933,417.70	835,313.54	65,465.04	0.00	900,778.58	1,032,639.12	1,037,683.12

In the fiscal year 2021, the pension obligations due is reported under other liabilities, as the pension event occurred.

The other accrued liabilities in the amount of EUR 153k (2020: EUR 131k) relate to financial statement costs as well as the preparation and examination of the transparency report, vacation reserves and reserves for unrecorded liabilities.

The other liabilities are due and payable within one (1) year and include, among others:

	Dec 31, 2021	Dec 31, 2020
	EUR	EUR
Debtors with credit balances	0k	1,357k
Liabilities for taxes		
tax deduction on the basis of Section 50a EStG [<i>German Income Tax Act</i>]	15k	228k
VAT	0k	18k
wage and church tax	13k	15k
	<u>28k</u>	<u>1,618k</u>

4. Notes to the profit and loss statement

The royalties collected for authors' and neighboring rights includes:

	2021	2020
	EUR	EUR
Remuneration pursuant § 54 UrhG domestic	44,564k	109,584k
Remuneration pursuant to § 27 UrhG domestic	1,298k	975k
Remuneration for cable retransmission domestic	5,131k	5,442k
Rights revenue domestic	<u>50,993k</u>	<u>116,001k</u>
Remuneration for storage media levy abroad	1,149k	3,014k
Remuneration for cable retransmission abroad	3,416k	3,137k
Remuneration for teaching and research abroad	227k	256k
Remuneration for voluntary services abroad	32k	0k
Rights revenue abroad	<u>4,824k</u>	<u>6,407k</u>
Rights revenue total	<u>55,817k</u>	<u>122,408k</u>

Because of the business activity of GWFF most of the royalties collected for authors' and neighboring rights are relating to different periods. The revenues from countries which withhold non-refundable withholding tax according to the DTC (Double Taxation Convention) applicable from time to time between Germany and the respective country have been shown after deduction of such withholding tax for the sake of clarity; this concerns Australia.

The total fee charged by the auditor for the fiscal year amounts to EUR 26k, of which 60% relates to auditing services and 40% to other certification services.

The interest expenses include an interest loss of EUR 0k (2020: EUR 6k).

In accordance with the Statutes, the result after taxes is in full added to the reserves for entitled persons so that a net result of EUR 0.00 is shown. An amount of EUR 58,755k (2020: EUR 115,487k) has been distributed or paid to the entitled persons in the year under review. An amount of EUR 222k (2020: EUR 187k) was used for promotion purposes and an amount of EUR 40k (2020: EUR 40k) for social purposes.

5. Other information

Management

The Managing Directors holding power of individual representation are Prof. Dr. Ronald Frohne, Rechtsanwalt [*attorney-at-Law*], Berlin, and Dr. Gertraude Müller-Ernstberger, Rechtsanwältin [*attorney-at-Law*], Munich.

Use is made of the safeguard clause in Section 286(4) HGB.

Supervisory board

The following six (6) members have been elected at the shareholders' meeting of December 1, 2016 pursuant to Section 22 VGG and to Article 9 of the Statutes:

- Dr. Christian Hauptmann,
deputy head of legal department of UFA Film and Fernseh GmbH, Cologne
(elected chairman on April 25, 2018)
- Chris Marcich,
international expert and chief executive officer of Croatian Film Fund, Zagreb
(vice chairman)
- Nikolaus Brudny,
lawyer, Taurus Lizenz Beteiligungs GmbH, Unterföhring
- Martin Choroba,
TELLUX Beteiligungsgesellschaft mbH, Munich
- Michael Fuehr (until January 30, 2020), Manuel Fuehr (from January 30, 2020),
managing director of Metropolitan, Import-Export Brackel GmbH & Co. KG, Munich
- Philip Löhr,
head of legal department of LEONINE Licensing GmbH, Munich

The members of the supervisory board serve in an honorary capacity and therefore have not received remuneration in the fiscal year.

Advisory board

In accordance with the Statutes, the Company has an honorary advisory board composed of six (6) persons. The members of the advisory board serve in an honorary capacity and therefore have not received remuneration in the fiscal year.

Employees

The Company had 16 (2020: 17) salaried employees, thereof 5 (2020: 5) part-time, and additionally 2 (2020: 2) temporary staff on the average in the fiscal year 2021.

Other financial obligations

There are other financial obligations in the amount of EUR 184k for the office rent agreed until December 31, 2023.

Shareholding

Shares within the meaning of Section 285(11) HGB are held in AGICOA Urheberrechtsschutz GmbH, Munich. As of December 31, 2021, the Company holds 51 % of the shares of the nominal capital (= equity) in the amount of DEM 50k (EUR 26k). The financial statements for the year ending December 31, 2021 show a net income for the year of EUR 0 in accordance with the Statutes.

The Company holds 100 % of the shares in GWFF USA, Inc., New York City, New York/U.S.A. which was formed in the fiscal year 2003 with a common stock of US\$ 1,000k. The financial statements for the year ending December 31, 2021 show an equity amounting to USD 973k and a net income of USD 6k.

In addition, the Company holds 51 % of the shares in ISAN Gesellschaft zur Registrierung von Film- und Fernsehwerken mbH, Munich which was formed in the fiscal year 2006 with a nominal capital of EUR 25k. The company's financial statements show a equity of EUR 29k and a net loss of EUR 26k for the year ending December 31, 2021. Due to ongoing losses the investment as of December 31, 2018 was impaired by EUR 28,049.00 down to EUR 1.00.

Appropriation of net income

In accordance with the object and purpose of a collecting society, the Company showed no net income in the year under review. The amounts not yet distributed to the entitled persons or the like are included in the reserves established for this purpose (see above).

Supplementary report on events which occurred after the end of the fiscal year

There are no potential risks which might have impacted the assessment of the assets, the financial position and the earnings situation of the Company after the balance sheet date until the preparation of the annual financial statements.

Munich, Mai 31, 2022

**GWFF Gesellschaft zur Wahrnehmung
von Film- und Fernsehrechten mbH**
Managing directors

Prof. Dr. Ronald Frohne

Dr. Gertraude Müller-Ernstberger

B. MANAGEMENT REPORT FOR THE FISCAL YEAR 2021

GENERAL CONDITIONS AND BUSINESS

1. Economic environment

The Covid-19 pandemic had a great impact on the economic development in Germany and worldwide also in 2021.

Successful vaccination campaigns and economic support programs resulted in economic recovery in almost all sectors in the summer. However, the number of Covid-19 cases substantially increased again in the autumn of 2021 so that the economic recovery slowed down.

In order to protect businesses and jobs, the German Federal Government has established several funding and lending schemes at the beginning of the pandemic to mitigate the effects of the crisis, to stimulate the economy and to promote investments amounting to 180 billion euros in 2021 (previous year 130 billion euros) which will be continued until April 2022. These important support programs have stabilized the economy and the labor market and have thus been effective.

According to the 2022 Annual Economic Report published in January 2022 under the title "Towards an ecological social market economy – innovation in transformation", the German Federal Government therefore expects a 3.6 % increase in gross domestic product (GDP) in price-adjusted terms (previous year 2.7 %). Likewise, it is expected that the employment rate will increase on the annual average so that the unemployment rate will fall by 0.6 % to 5.1 % from 5.7 % in 2022.

However, the inflation rate rose to a record level in Germany. While it was 3.1 % in 2021 (previous year 0.5 %), the consumer prices rose by 7.4 % until April 2022. This was triggered, inter alia, by base effects due to the temporarily reduced VAT rates because of the pandemic in the second half of 2020 and the ensuing lower prices of many products. In year-on-year terms, the prices of mineral oil products and other energy generating raw materials also substantially increased. This development is intensified by the war in Ukraine.

2. The development of the equipment industry

As collecting society, GWFF also depends on the electronics industry when asserting the copyright remuneration claims for audiovisual works represented by GWFF.

The Zentralverband Elektrotechnik- und Elektronikindustrie e.V. (ZVEI) [*Central Association of the Electrical Engineering and Electronics Industry*] announces that in 2021 the sector proceeds rose by 9.7% to a record amount of 199.5 billion euros (previous year 190.5 billion euros). According to the Home Electronics Market Index (HEMIX) published by GfK and gfu Consumer & Home Electronics GmbH, the market development in 2021 is overall still positive albeit at a lower level – after 2020 marked by the pandemic and the resulting exceptionally high demand for home electronics products. The home electronics market increased by 3.1 % to 49 billion euros in 2021 (previous year 47.6 billion euros).

The segment of privately used IT products showed a sales increase of 3.1 % (previous year 23.9 %). This increase is mainly due to increased tablet sales.

The segment of privately used telecommunications products reported a 7 % sales increase which was mainly generated by a 6.3 % increase in smartphone sales.

The TV set sales declined by 6.8 % in 2021 so that the consumer electronics sales dropped by 4.3 %.

Both gfu as well as GfK expect a continued high demand for home electronics products. This is also confirmed by the 6.2 % sales increase realized in the first quarter of 2022. However, the sales of privately used IT products such as tablets, laptops and desktops declined by 6 %.

COURSE OF BUSINESS

1. Field of activity

In the fiscal year 2021, the activities of the Company comprised, as in the past, the fiduciary administration of the device and storage media remuneration rights and claims for private copying pursuant to Section 54 UrhG [*German Copyright Act*] in Germany in accordance with the Statutes. The rights pursuant to Section 54 UrhG have been administered both in Germany as well as in the area of private copying on the basis of reciprocity agreements with several foreign collecting societies.

In addition, the Company had been entrusted with the administration of the author's claims pursuant to Sections 27, 22, 20b, 19a UrhG as well as Sections 60a ff. UrhWissG in Germany.

On the basis of reciprocity agreements with several foreign collecting societies, GWFF administers blank tape levy rights and rights in the areas of use at schools and cable retransmission abroad. The rights of the entitled persons are now represented in the following countries: Austria, France, Belgium, Spain, Switzerland, Liechtenstein, the Netherlands, Norway, Ireland, Denmark, Australia, Sweden, Canada, Finland, Luxembourg, Great Britain and New Zealand; since 2005, for the first time, also in Bosnia, Bulgaria, Estonia, Latvia, Lithuania, Slovakia, Slovenia, Poland, Ukraine, Romania, Portugal, South Africa, U.S.A., Iceland, Hungary, Italy and Israel.

2. Revenues

During the period under review, GWFF recorded revenues of EUR 50,993k (2020: EUR 116,001k) for the administration of rights in Germany. Of this amount, EUR 44,564k (2020: EUR 109,584k) are attributable to remuneration pursuant to Section 54 UrhG, EUR 1,298k (2020: EUR 975k) to remuneration pursuant to Section 27 UrhG and EUR 5,131k (2020: EUR 5,442k) to cable retransmission rights in Germany. Compared with the previous year, domestic revenue decreased by EUR 65,008k. The high revenue level of the previous year is mainly due to the enforcement of claims under Section 54 UrhG for the consumer electronics sector against the ZVEI, also retroactively to 2008.

The remuneration from abroad has been decreased by EUR 1,583k. The remuneration for cable retransmission rights abroad amounted to EUR 3,416k (2020: EUR 3,137k), thereof EUR 1,293k (2020: EUR 744k) for Denmark, EUR 1,087k (2020: EUR 1,533k) for Switzerland and Liechtenstein, EUR 584k (2020: EUR 55k) for France, EUR 185k (2020: EUR 230k) for Australia, Denmark, Finland, Great Britain, Ireland, Iceland, Israel, Canada, Columbia, Croatia, Latvia, Luxembourg, the Netherlands, Norway, Poland, Portugal, Serbia, Slovenia,

Rumania and Hungary, EUR 152k (2020: EUR 524k) for Austria, EUR 83k (2020: EUR 0k) for Spain, EUR 24k (2020: EUR 43k) for Belgium, EUR 7k (2020: 0k) for Sweden as well as EUR 0k (2020: EUR 7k) for the Netherlands.

The remuneration for blank tape levy abroad amounted to EUR 1,149k (2020: EUR 3,014k), thereof EUR 926k (2020: EUR 1,956k) for Switzerland and Liechtenstein, EUR 147k (2020: EUR 355k) for Austria, EUR 45k (2020: EUR 436k) for France, EUR 13k (2020: EUR 40k) for Sweden, EUR 7k (2020: EUR 9k) for Norway, EUR 6k (2020: EUR 7k) for Spain, EUR 4k (2020: EUR 2k) for Denmark as well as EUR 0k (2020: EUR 208k) for Belgium.

In addition, an amount of EUR 227k (2020: EUR 256k) has been received for use at schools abroad, thereof EUR 91k (2020: EUR 118k) for Switzerland and Liechtenstein, EUR 66k (2020: EUR 69k) for Denmark, EUR 48k (2020: EUR 22k) for Austria, EUR 15k (2020: EUR 47k) for Australia and EUR 7k (2020: EUR 0k) for the Netherlands.

The remuneration for the new voluntary services unit (e.g. Catch Up, Start Over, TV Everywhere) abroad for Denmark, Finland, Ireland and Luxembourg amounted to EUR 32k (2020: EUR 0k).

The variation in the received revenues on the basis of a year-on-year comparison is mainly due to the accounting method applied by the respective collecting agency.

3. Interest income

In the fiscal year 2021 banks have charged negative interest/deposit charges on money in the bank amounting to EUR -193k (2020: EUR -251k).

4. Expenses

The operating expenses amounted to EUR 2,020k (2020: EUR 1,738k) (netted against other operating income). The cost rate of the Company is 3,6 % related to the rights revenue and 3,4 % related to the amounts paid out in the fiscal year.

5. Staff

GWFF efficiently fulfilled the tasks required by law through a small staff of 16 people (2020: 17) on the average in 2021, thereof 5 part-time and additionally 2 temporary staff.

6. Entitled persons

It has been possible to increase the number of the entitled persons of GWFF also in the fiscal year 2021.

7. Distribution of the revenues

During the period under review, quite a few distributions have been made to the entitled persons.

Regarding domestic blank tape revenues:

Receipts from Section 54 UrhG for 2020, solved double registrations and late claims for the years 2000 through 2019 have been distributed to both the producers and – for U.S. films – the Guilds.

Furthermore, distributions were made for Film Stills 2014 - 2019 and for §27 UrhG 2015 - 2020.

Moreover, regarding U.S. films, settlements have been made for the performer's share for 2008 and 2019, for the music share for 2020 and late claims therefor for the years 2008 through 2019.

The settlement has also occurred for French scriptwriters for 2009 - 2020.

Foreign blank tape revenues for France, Switzerland, Rumania, Belgium, Denmark, Norway, Sweden and Austria have been distributed for various years from 2007 through 2019 as well as remuneration for public reproduction in hotels in Denmark and Portugal for the years 2015 - 2019.

Foreign remuneration for cable retransmission rights in Australia, Belgium, Finland, Canada, Denmark, Spain, France, Hungary, Ireland, Israel, Iceland, Lithuania, Luxembourg, Netherlands, Norway, Poland, Portugal, Romania, Serbia, Sweden, Slovenia and Hungary for various years has been paid.

For the revenues from cable retransmission rights in Germany, distributions for the broadcasting year 2020 as well as late claims for 2017 through 2019 have been made to the U.S. Guild of Directors (DGA) and the U.S. Guild of Writers (WGA).

In addition revenues for the use of audiovisual works for teaching and research in Switzerland, Finland, Australia, Austria, Great Britain, Denmark, the Netherlands and Norway have also been distributed.

A detailed list of all settlements made can be found in Table 2a on pages 35ff. of the Transparency Report 2021.

A total amount of EUR 58,755k (2020: EUR 115,487k) has been distributed to the entitled persons in the fiscal year 2021.

8. Promotion

GWFF has, as in the previous years, carried out its sponsoring measures within the framework of the International Film Festival in Berlin (Berlinale) and awarded again the "Best First Feature Award" which was created in 2006. The EUR 50k prize is awarded in equal parts to the producer and the director of the best feature from the program of the Festival, the Panorama, the Forum and the Perspective of the German Film.

In the fiscal year 2021, GWFF awarded the first prize, i.e. EUR 25k, at the Festival Osteuropäischer Film in Cottbus in addition to the so-called small scholarships for the participation of students of German film colleges in study-linked projects. Within the framework of the Berlinale, the Company also awards the student promotion prize to a student from Eastern Europe. In the fiscal year, prizes for the Best First Feature national and international were awarded for the second time at the Jerusalem Film Festival with a total amount of EUR 25k.

The film university Babelsberg was sponsored for the grant of "Deutschlandstipendien". Further sponsoring was provided, in particular, to the Medienboard Berlin-Brandenburg especially for the project "Artist in Residence for Israeli filmmakers in Germany" as well as

the International Student Festival "Sehsüchte" and the "Haus der jungen Produzenten". The Berkshire International Film Festival (with many German films), the Filmmaker Summit and the Berkshire Film & Media Cooperation have been sponsored via GWFF USA, Inc. Furthermore, GWFF USA, Inc. sponsored the Arthur Burns fellowship (scholarships for a stay of German journalists in the U.S. and of U.S. journalists in Germany with focus on media).

In view of the fact that the sideline job situation of students has become more difficult due to the Covid-19 pandemic, GWFF has established a Covid-19 support fund of EUR 5,000 each at Film University Babelsberg and Filmhochschule Munich.

9. Other activities

GWFF USA, Inc., which has been operating in the U.S. since 2003, serves the great number of entitled persons in the U.S. especially the members of MPA, IFTA as well as DGA, WGA and Screen Actors Guild (SAG).

GWFF holds 51% of the shares of the collecting society AGICOA Urheberrechtsschutz GmbH, Munich, which administers the cable retransmission rights in Germany and abroad. GWFF performs the operational business of AGICOA GmbH for cost refunds. This way substantial synergies and cost savings are realized.

Within the framework of the EUROCOPYA, the Company again took part in the WIPO negotiations and represented the interests of its members vis-à-vis the European Commission.

In 2005 GWFF was licensed as sole licensed German Agency as ISAN Regional Agency Germany by ISAN International Agency in Geneva, Switzerland. ISAN (International Standard Audiovisual Number) is an ISO certified numbering system to identify audiovisual works. In 2006, GWFF formed a subsidiary which, as ISAN Regional Agency, offers registration services to its entitled persons. Meanwhile GWFF holds 51% of the shares; the collecting societies VFF, VG Bild-Kunst and VG Wort hold the remaining shares.

FINANCIAL AND EARNINGS SITUATION

1. Earnings situation

The earnings situation of the Company is determined by its statutory status as non-profit organization as prescribed by the law for collecting societies. Furthermore, it is inherent in the system that most of the royalties collected for authors' and neighboring rights are relating to different periods because the amounts to be distributed are received, and passed on to the Company, by the administering institutions for different periods and the Company then issues the respective statements to the entitled persons with time-lag. The balance arising from all income and expenditure in a fiscal year (EUR 53,744k; 2020: EUR 120,419k) is, as provision for reserves for the entitled persons, shown in full as reserves for entitled persons in accordance with the Statutes.

2. Financial situation

As a result of the requirements of the law, the balance sheet and thus the financial situation of the Company are determined by items in transit. The balance sheet is thus characterized by high cash amounts (EUR 43,318k; 2020: EUR 49,993k) while fixed assets (EUR 1,033k;

2020: EUR 1,038k) and the remaining current assets as well as the deferred items (EUR 271k; 2020: EUR 197k) are of secondary importance. The main items on the liabilities side are the reserves for entitled persons (EUR 43,777k; 2020: EUR 49,050k) while the remaining reserves (EUR 153k; 2020: EUR 388k), liabilities (EUR 590k; 2020: EUR 1,686k) and also the subscribed capital (EUR 103k; 2020: EUR 103k) are secondary items.

MATERIAL RISKS AND OPPORTUNITIES

1. Risk management

The primary objective of the risk management is the controlled and effective handling of the business risks in the day-to-day business. Therefore the Company has adopted the general risk management policy in 2016. An immediate reporting of all risks to the supervisory board is implemented. There have been no risks threatening the Company's viability in 2021.

2. Risk report

The main risks which might have a substantial impact on the assets, liabilities, financial position and earnings situation of the Company are set out below. The risk report includes the risk areas business environment, finance, business processes as well as the legal environment, but also the opportunities.

2.1. Business environment

The coalition agreement of the new German government provides that, in the current legislative period, the remuneration system for legally permitted uses must be put on a new basis by including digital forms of use. The German Federal Ministry of Justice and Consumer Protection plans to call for EU-wide tenders for the award of a research contract for the establishment of the remuneration system including its bases under Union law in a comprehensive and neutral manner.

What must be avoided is a fundamental reform of the private copying remuneration and even more so its transition to a state-financed system. Such a system led in Spain and Finland to losses of the rightholders of up to 95%. Meanwhile, the European Court of Justice held that this system is incompatible with community law in the case of Spain (C-470/14).

The income of the company depends on the business development of the equipment industry. The discontinuance of the joint contracts with Bitkom and the ZVEI represents a major risk. Moreover, the declining sales of remuneration-relevant products and the possible decrease of foreign income of the Company are also considerable risks.

Moreover, the ongoing decline in private copying on remuneration-relevant products is to be feared due to the growing market and the wide range of video streaming services and their increased use. The increased use of these streaming services may result in a decline in "classical" private copying and thus in declining revenues of the Company.

A further risk regarding the remuneration claim pursuant to Section 54 UrhG consists in a changed user behavior. The private copying behavior is now changing from blank

carriers, storage media and private recorders to cloud storage. This changed recording behavior leads to a substantial decrease in the amounts payable to the entitled persons.

There is the risk of new collecting societies being formed in future which might lead to a reduction of the Company's share; in particular, because the Collecting Societies Act provides that collecting societies admitted in other EU countries are also admitted in Germany.

It is possible that authors and producers presently represented by GWFF will entrust other collecting societies with their representation.

The management continuously monitors all of the above-mentioned risks in order to be able to take appropriate measures to minimize risks if necessary.

2.2. Finance

The drop in the interest level, the lower interest income and in particular the negative interest involve risks for the Company. The Company endeavors to avoid the risk of both negative interest and bad debt losses as far as possible through investments in accordance with the general investment policy.

2.3. Business processes

The business processes of the Company are substantially determined by the infrastructure technology. The Company ensures availability of the data and protection from unauthorized access by using modern hardware and software technology. The risk of loss of all data is reduced by data backup measures on a regular basis. After a complete IT hardware and software failure, the Company is able to resume normal work within one week. This is guaranteed by a GWFF IT Risk and Recovery Plan.

As a result of internal controls (e.g. four eyes principle) and an established release procedure before payment of the remuneration to the entitled persons (declarations of release), the risk is being minimized. Moreover, the settlement runs and their compliance with the distribution plan are monitored through internal control systems. In view of the size of the Company no internal audit system has been established.

2.4. Legal environment

While the legal environment involves a persistent exposure, it provides also for opportunities. The transposition of the Directive on Copyright in the Digital Single Market (DSM) and of the Online-SatCab Directive into German law in 2021 resulted in the introduction of new statutory remuneration claims against platform operators (Section 4(3), Section 5(2), Section 12(1) UrhDaG [*Act on the Copyright Responsibility of Online Content Sharing Service Providers*]). To enforce claims, if any, for its repertory, the Company has established working groups together with the ZPÜ shareholders.

The Company actively monitors the relevant developments and, via ZPÜ and EUROCOPYA, is in contact with the competent bodies to ensure that the interests are safeguarded in the best possible manner.

2.5. Opportunities

The opportunity of the Company consists in the rights clearance, to be made within the scope of the research contract awarded by the German Federal Ministry of Justice and Consumer Protection, for copies made in connection with forms of digital media use and the classification thereof as private copying subject to payment of remuneration, in particular for e.g. permanent progressive downloads, tethered downloads, reproduction by means of online video recorders as well as uploads and downloads to and from the cloud.

In March 2022, the European Court of Justice decided (C-433/20) that the provider of cloud computing is also covered by the private copying exception. However, the ruling does not provide for an 'automatic' remuneration obligation of the cloud operator but leaves to the Member States room for decision which could be the introduction of an operator levy for cloud services.

The Company may also realize higher interest income if the interest level increases and possibly increase its foreign revenues.

PRESUMABLE DEVELOPMENT

The Company expects that the total income will be the same in the fiscal year 2022. However, the effects of the pandemic, the high inflation rate and the war in the Ukraine cannot be predicted.

It is intended also in the years to come to distribute the money to the entitled persons at the earliest possible time. The management will further endeavor to reduce the period between collection and payment of the money.

Munich, Mai 31, 2022

**GWFF Gesellschaft zur Wahrnehmung
von Film- und Fernsehrechten mbH**
Managing directors

Prof. Dr. Ronald Frohne

Dr. Gertraude Müller-Ernstberger

C. BESTÄTIGUNGSVERMERK DES UNABHÄNGIGEN ABSCHLUSSPRÜFERS

[reproduction of the original German wording of the unqualified audit opinion, not translated]

An die GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH,
München

Prüfungsurteile

Ich habe den Jahresabschluss der GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH, München, – bestehend aus der Bilanz zum 31. Dezember 2021, der Gewinn- und Verlustrechnung und der Kapitalflussrechnung für das Geschäftsjahr vom 1. Januar 2021 bis 31. Dezember 2021 sowie dem Anhang, einschließlich der Darstellung der Bilanzierungs- und Bewertungsmethoden – geprüft. Darüber hinaus habe ich den Lagebericht der GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH für das Geschäftsjahr vom 1. Januar 2021 bis 31. Dezember 2021 geprüft.

Nach meiner Beurteilung aufgrund der bei der Prüfung gewonnenen Erkenntnisse

- entspricht der beigefügte Jahresabschluss in allen wesentlichen Belangen den deutschen, für Kapitalgesellschaften geltenden handelsrechtlichen Vorschriften sowie den ergänzenden Bestimmungen des Gesetzes über die Wahrnehmung von Urheberrechten und verwandten Schutzrechten durch Verwertungsgesellschaften (Verwertungsgesellschaftengesetz - VGG) und vermittelt unter Beachtung der deutschen Grundsätze ordnungsmäßiger Buchführung ein den tatsächlichen Verhältnissen entsprechendes Bild der Vermögens- und Finanzlage der Gesellschaft zum 31. Dezember 2021 sowie ihrer Ertragslage für das Geschäftsjahr vom 1. Januar 2021 bis 31. Dezember 2021 und
- vermittelt der beigefügte Lagebericht insgesamt ein zutreffendes Bild von der Lage der Gesellschaft. In allen wesentlichen Belangen steht dieser Lagebericht in Einklang mit dem Jahresabschluss, entspricht den deutschen gesetzlichen Vorschriften und stellt die Chancen und Risiken der zukünftigen Entwicklung zutreffend dar.

Gemäß § 322 Abs. 3 Satz 1 HGB erkläre ich, dass meine Prüfung zu keinen Einwendungen gegen die Ordnungsmäßigkeit des Jahresabschlusses und des Lageberichts geführt hat.

Grundlage für die Prüfungsurteile

Ich habe meine Prüfung des Jahresabschlusses und des Lageberichts in Übereinstimmung mit § 317 HGB unter Beachtung der vom Institut der Wirtschaftsprüfer (IDW) festgestellten deutschen Grundsätze ordnungsmäßiger Abschlussprüfung durchgeführt. Meine Verantwortung nach diesen Vorschriften und Grundsätzen ist im Abschnitt "Verantwortung des Abschlussprüfers für die Prüfung des Jahresabschlusses und des Lageberichts" meines Bestätigungsvermerks weitergehend beschrieben. Ich bin von dem Unternehmen unabhängig in Übereinstimmung mit den deutschen handelsrechtlichen und berufsrechtlichen Vorschriften und habe meine sonstigen deutschen Berufspflichten in Übereinstimmung mit diesen Anforderungen erfüllt. Ich bin der Auffassung, dass die von mir erlangten Prüfungsnachweise ausreichend und geeignet sind, um als Grundlage für meine Prüfungsurteile zum Jahresabschluss und zum Lagebericht zu dienen.

Sonstige Informationen

Die gesetzlichen Vertreter sind für die sonstigen Informationen verantwortlich.

Meine Prüfungsurteile zum Jahresabschluss und zum Lagebericht erstrecken sich nicht auf die sonstigen Informationen, und dementsprechend gebe ich weder ein Prüfungsurteil noch irgendeine andere Form von Prüfungsschlussfolgerung hierzu ab.

Im Zusammenhang mit meiner Prüfung habe ich die Verantwortung, die sonstigen Informationen zu lesen und dabei zu würdigen, ob die sonstigen Informationen

- wesentliche Unstimmigkeiten zum Jahresabschluss, zum Lagebericht oder meinen bei der Prüfung erlangten Kenntnissen aufweisen oder
- anderweitig wesentlich falsch dargestellt erscheinen.

Falls ich auf Grundlage der von mir durchgeführten Arbeiten den Schluss ziehe, dass eine wesentliche falsche Darstellung dieser sonstigen Informationen vorliegt, bin ich verpflichtet, über diese Tatsache zu berichten. Ich habe in diesem Zusammenhang nichts zu berichten.

Verantwortung der gesetzlichen Vertreter und des Aufsichtsrats für den Jahresabschluss und den Lagebericht

Die gesetzlichen Vertreter sind verantwortlich für die Aufstellung des Jahresabschlusses, der den deutschen, für Kapitalgesellschaften geltenden handelsrechtlichen Vorschriften sowie den ergänzenden Bestimmungen des Gesetzes über die Wahrnehmung von Urheberrechten und verwandten Schutzrechten durch Verwertungsgesellschaften (Verwertungsgesellschaftengesetz – VGG) in allen wesentlichen Belangen entspricht, und dafür, dass der Jahresabschluss unter Beachtung der deutschen Grundsätze ordnungsmäßiger Buchführung ein den tatsächlichen Verhältnissen entsprechendes Bild der Vermögens-, Finanz- und Ertragslage der Gesellschaft vermittelt. Ferner sind die gesetzlichen Vertreter verantwortlich für die internen Kontrollen, die sie in Übereinstimmung mit den deutschen Grundsätzen ordnungsmäßiger Buchführung als notwendig bestimmt haben, um die Aufstellung eines Jahresabschlusses zu ermöglichen, der frei von wesentlichen – beabsichtigten oder unbeabsichtigten – falschen Darstellungen ist.

Bei der Aufstellung des Jahresabschlusses sind die gesetzlichen Vertreter dafür verantwortlich, die Fähigkeit der Gesellschaft zur Fortführung der Unternehmenstätigkeit zu beurteilen. Des Weiteren haben sie die Verantwortung, Sachverhalte in Zusammenhang mit der Fortführung der Unternehmenstätigkeit, sofern einschlägig, anzugeben. Darüber hinaus sind sie dafür verantwortlich, auf der Grundlage des Rechnungslegungsgrundsatzes der Fortführung der Unternehmenstätigkeit zu bilanzieren, sofern dem nicht tatsächliche oder rechtliche Gegebenheiten entgegenstehen.

Außerdem sind die gesetzlichen Vertreter verantwortlich für die Aufstellung des Lageberichts, der insgesamt ein zutreffendes Bild von der Lage der Gesellschaft vermittelt sowie in allen wesentlichen Belangen mit dem Jahresabschluss in Einklang steht, den deutschen gesetzlichen Vorschriften entspricht und die Chancen und Risiken der zukünftigen Entwicklung zutreffend darstellt. Ferner sind die gesetzlichen Vertreter verantwortlich für die Vorkehrungen und Maßnahmen (Systeme), die sie als notwendig erachtet haben, um die Aufstellung eines Lageberichts in Übereinstimmung mit den anzuwendenden deutschen gesetzlichen Vorschriften zu ermöglichen, und um ausreichende geeignete Nachweise für die Aussagen im Lagebericht erbringen zu können.

Der Aufsichtsrat ist verantwortlich für die Überwachung des Rechnungslegungsprozesses der Gesellschaft zur Aufstellung des Jahresabschlusses und des Lageberichts.

Verantwortung des Abschlussprüfers für die Prüfung des Jahresabschlusses und des Lageberichts

Meine Zielsetzung ist, hinreichende Sicherheit darüber zu erlangen, ob der Jahresabschluss als Ganzes frei von wesentlichen – beabsichtigten oder unbeabsichtigten – falschen Darstellungen ist, und ob der Lagebericht insgesamt ein zutreffendes Bild von der Lage der Gesellschaft vermittelt sowie in allen wesentlichen Belangen mit dem Jahresabschluss sowie mit den bei der Prüfung gewonnenen Erkenntnissen in Einklang steht, den deutschen gesetzlichen Vorschriften entspricht und die Chancen und Risiken der zukünftigen Entwicklung zutreffend darstellt, sowie einen Bestätigungsvermerk zu erteilen, der meine Prüfungsurteile zum Jahresabschluss und zum Lagebericht beinhaltet.

Hinreichende Sicherheit ist ein hohes Maß an Sicherheit, aber keine Garantie dafür, dass eine in Übereinstimmung mit § 317 HGB unter Beachtung der vom Institut der Wirtschaftsprüfer (IDW) festgestellten deutschen Grundsätze ordnungsmäßiger Abschlussprüfung durchgeführte Prüfung eine wesentliche falsche Darstellung stets aufdeckt. Falsche Darstellungen können aus Verstößen oder Unrichtigkeiten resultieren und werden als wesentlich angesehen, wenn vernünftigerweise erwartet werden könnte, dass sie einzeln oder insgesamt die auf der Grundlage dieses Jahresabschlusses und Lageberichts getroffenen wirtschaftlichen Entscheidungen von Adressaten beeinflussen.

Während der Prüfung übe ich pflichtgemäßes Ermessen aus und bewahre eine kritische Grundhaltung. Darüber hinaus

- identifiziere und beurteile ich die Risiken wesentlicher – beabsichtigter oder unbeabsichtigter – falscher Darstellungen im Jahresabschluss und im Lagebericht, plane und führe Prüfungshandlungen als Reaktion auf diese Risiken durch sowie erlange Prüfungsnachweise, die ausreichend und geeignet sind, um als Grundlage für meine Prüfungsurteile zu dienen. Das Risiko, dass wesentliche falsche Darstellungen nicht aufgedeckt werden, ist bei Verstößen höher als bei Unrichtigkeiten, da Verstöße betrügerisches Zusammenwirken, Fälschungen, beabsichtigte Unvollständigkeiten, irreführende Darstellungen bzw. das Außerkraftsetzen interner Kontrollen beinhalten können.
- gewinne ich ein Verständnis von dem für die Prüfung des Jahresabschlusses relevanten internen Kontrollsystem und den für die Prüfung des Lageberichts relevanten Vorkehrungen und Maßnahmen, um Prüfungshandlungen zu planen, die unter den gegebenen Umständen angemessen sind, jedoch nicht mit dem Ziel, ein Prüfungsurteil zur Wirksamkeit dieser Systeme der Gesellschaft abzugeben.
- beurteile ich die Angemessenheit der von den gesetzlichen Vertretern angewandten Rechnungslegungsmethoden sowie die Vertretbarkeit der von den gesetzlichen Vertretern dargestellten geschätzten Werte und damit zusammenhängenden Angaben.
- ziehe ich Schlussfolgerungen über die Angemessenheit des von den gesetzlichen Vertretern angewandten Rechnungslegungsgrundsatzes der Fortführung der Unternehmenstätigkeit sowie, auf der Grundlage der erlangten Prüfungsnachweise, ob eine wesentliche Unsicherheit im Zusammenhang mit Ereignissen oder Gegebenheiten besteht, die bedeutsame Zweifel an der Fähigkeit der Gesellschaft zur Fortführung der

Unternehmenstätigkeit aufwerfen können. Falls ich zu dem Schluss komme, dass eine wesentliche Unsicherheit besteht, bin ich verpflichtet, im Bestätigungsvermerk auf die dazugehörigen Angaben im Jahresabschluss und im Lagebericht aufmerksam zu machen oder, falls diese Angaben unangemessen sind, mein jeweiliges Prüfungsurteil zu modifizieren. Ich ziehe meine Schlussfolgerungen auf der Grundlage der bis zum Datum meines Bestätigungsvermerks erlangten Prüfungsnachweise. Zukünftige Ereignisse oder Gegebenheiten können jedoch dazu führen, dass die Gesellschaft ihre Unternehmenstätigkeit nicht mehr fortführen kann.

- beurteile ich die Gesamtdarstellung, den Aufbau und den Inhalt des Jahresabschlusses einschließlich der Angaben sowie ob der Jahresabschluss die zugrunde liegenden Geschäftsvorfälle und Ereignisse so darstellt, dass der Jahresabschluss unter Beachtung der deutschen Grundsätze ordnungsmäßiger Buchführung ein den tatsächlichen Verhältnissen entsprechendes Bild der Vermögens-, Finanz- und Ertragslage der Gesellschaft vermittelt.
- beurteile ich den Einklang des Lageberichts mit dem Jahresabschluss, seine Gesetzesentsprechung und das von ihm vermittelte Bild von der Lage des Unternehmens.
- führe ich Prüfungshandlungen zu den von den gesetzlichen Vertretern dargestellten zukunftsorientierten Angaben im Lagebericht durch. Auf Basis ausreichender geeigneter Prüfungsnachweise vollziehe ich dabei insbesondere die den zukunftsorientierten Angaben von den gesetzlichen Vertretern zugrunde gelegten bedeutsamen Annahmen nach und beurteile die sachgerechte Ableitung der zukunftsorientierten Angaben aus diesen Annahmen. Ein eigenständiges Prüfungsurteil zu den zukunftsorientierten Angaben sowie zu den zugrunde liegenden Annahmen gebe ich nicht ab. Es besteht ein erhebliches unvermeidbares Risiko, dass künftige Ereignisse wesentlich von den zukunftsorientierten Angaben abweichen.

Ich erörtere mit den für die Überwachung Verantwortlichen unter anderem den geplanten Umfang und die Zeitplanung der Prüfung sowie bedeutsame Prüfungsfeststellungen, einschließlich etwaiger Mängel im internen Kontrollsystem, die ich während meiner Prüfung feststelle.

München, den 30. Juni 2022

Dr. Dieter Eder
Wirtschaftsprüfer

D. REJECTED REQUESTS OF USERS REGARDING THE GRANTING OF RIGHTS OF USE

No requests of users regarding the granting of rights of use have been rejected in the fiscal year 2021.

E. LEGAL FORM AND ORGANIZATIONAL STRUCTURE

I. Legal basis

Formation	The Company exists in the legal form of a GmbH [<i>German limited liability company</i>] since March 19, 1982.
Name	GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH
Seat	Munich
Statutes	The current Statutes are dated November 23, 2016.
Commercial Register	<p>The Company is entered in Section B, No. 69235, of the Commercial Register at the Amtsgericht München [<i>Local Court Munich</i>].</p> <p>The most recent entry was made on March 13, 2017. It comprises the new version of the Statutes in accordance with the shareholder resolution of November 23, 2016.</p>
Purpose	<p>The fiduciary administration of rights and claims in the national territory and abroad which result from the Copyright Act in conjunction with the international and/or bilateral conventions for film producers, television producers, videogram producers, foreign actors and authors or which have been transferred to them, and the distribution of the revenue to the entitled persons.</p> <p>The Company is a collecting society within the meaning of Section 2 VGG [<i>German Collecting Societies Act</i>]. It is not operated for profit.</p> <p>The authorization required for the activity of the Company pursuant to Section 1 UrhWG [<i>German Act on the Administration of Copyright and Neighboring Rights</i>] has been granted by notification of the President of the German Patent Office of August 4, 1982. The Company is subject to supervision by the President of the German Patent and Trademark Office.</p>
Fiscal year	The fiscal year is the calendar year.
Size of the Company	The Company is a large corporation within the meaning of Section 267(2) HGB [<i>German Commercial Code</i>]. But according to Section 57(1) VGG, however, the collecting societies must apply the provisions applicable to large corporations in any case.
Nominal capital	The nominal capital of EUR 103,000 is entered in the

Commercial Register and fully paid up.

Shareholders

The shareholding is as follows:

	Dec 31, 2021 EUR
Wilhelm-Fraenger-Institut Berlin gemeinnützige GmbH, Berlin	47,380k
Taurus Lizenz Beteiligungs GmbH, Unterföhring	15,450k
UFA Film- und Fernseh GmbH, Cologne	10,300k
Tellux Beteiligungsgesellschaft mbH, Munich	10,300k
LEONINE Licensing GmbH, Munich	9,270k
Metropolitan Import-Export Brackel GmbH & Co. KG, Munich	5,150k
MONARDA Arts GmbH, Halle	5,150k
	103,000k

II. Bodies of the Company

Managing directors

In the fiscal year 2021, the managing directors were

- Rechtsanwalt [*attorney-at-law*]
Prof. Dr. Ronald Frohne, Berlin
- Rechtsanwältin [*attorney-at-law*]
Dr. Gertraude Müller-Ernstberger, Munich

Each managing director holds power of individual representation.

Shareholders' meeting

The rights and duties of the shareholders' meeting are set forth in Article 8 of the Statutes. The following resolutions have been adopted at the shareholders' meeting of July 26, 2021:

- approval of the financial statements for the year ended December 31, 2020 and the transparency report 2020
- discharge of the management for the fiscal year 2020
- election of the auditor for the fiscal year 2021

Supervisory board

In the fiscal year 2016, the Company has established a supervisory board pursuant to Section 22 VGG [German Collecting Societies Act] which has six (6) members in accordance with the Statutes. The rights and duties of the supervisory board are set forth in Article 10 of the Statutes.

The following members have been elected at the shareholders' meeting of December 1, 2016 for a term of four (4) years:

- Dr. Christian Hauptmann,
deputy head of legal department UFA Film und Fernseh GmbH, Cologne (elected chairman on April 25, 2018)
- Mr. Chris Marcich,
international expert and chief executive officer of Croatian Film Fund, Zagreb (elected vice chairman on April 25, 2018)
- Mr. Nikolaus Brudny,
Rechtsanwalt [lawyer] Taurus Lizenz Beteiligungs GmbH, Unterföhring
- Mr. Martin Choroba,
TELLUX Beteiligungsgesellschaft mbH, Munich
- Mr. Michael Fuehr (until January 30, 2020), Mr. Manuel Fuehr (from January 30, 2020)
managing director Metropolitan, Import-Export Brackel GmbH & Co. KG, Munich
- Mr. Philip Löhr,
head of legal department LEONINE Licensing GmbH, Munich

Supervisory board meetings were held in the fiscal year 2021 on July 26, 2021.

Advisory board

The advisory board, which is composed of six (6) members in accordance with the Statutes and whose rights and duties are set out in Article 13 of the Statutes, was composed as follows in the fiscal year 2021:

appointed by the shareholders' meeting for a term of four (4) years (renominated on April 25, 2018):

- Prof. Dr. Herbert Kloiber, Munich
- Mr. Nikolaus Brudny, Unterföhring

elected as representatives of the producers at the meeting of the entitled persons of April 25, 2018 for a term of four (4) years:

- Mr. Idzard van der Puyl, Paris/France
- Mr. Chris Marcich, Zagreb/Croatia

elected as representatives of the authors at the meeting of the entitled persons of April 25, 2018 for a term of four (4) years:

- Mr. Bob Hadl, Los Angeles/U.S.A.
- Prof. Jürgen Haase, Berlin (since April 25, 2018)
- Dr. Dieter Meier, Bern/Switzerland (until April 25, 2018)

elected as substitute advisory member:

- Mr. Miguel Angel Benzal, Madrid/Spain

The term used to be three (3) years. After introduction of the VGG the Statutes of the Company have been revised and the term for the representatives of the advisory board was increased to four (4) years.

Advisory board meetings were held in the fiscal year 2021 on July 26, 2021.

Meeting of the entitled persons

The last meeting of the entitled persons at which the above-named advisory board members were elected in accordance with the Statutes was held on April 25, 2018.

After introduction of the VGG the Statutes of the Company have been revised and the term for the meeting of the entitled persons has been increased to four (4) years.

III. Entitled persons

Entitled persons ("rightholders" until the time when the German Collecting Societies Act came into force) are domestic and foreign film producers, television producers, videogram producers, foreign actors and authors.

The entitled persons may transfer the following rights and claims to GWFF for fiduciary administration on the basis of an Administration Agreement:

1. The remuneration claims pursuant to Section 27(1+2) UrhG [*German Copyright Act*] for the rental and the lending of copies including audio-visual carriers.
2. Remuneration claims against the producers, importers or dealers of devices and storage media which, by their nature, may be used, alone or in conjunction with other devices, storage media or equipment, for making reproductions by recording broadcasts on an audiovisual carrier or by transfer from one audio-visual carrier to another (Section 54 UrhG).
3. The remuneration claims for making the works available to the public for teaching and research pursuant to Section 52a UrhG former version (Section 60a UrhG current version).
4. The remuneration claim for making published works available at electronic reading places in public libraries, museums and archives pursuant to Section 52b UrhG (Sections 60e, 60f UrhG current version).
5. The right of reproduction and distribution of copies of a work made for other than gainful purposes for, and the distribution thereof exclusively to, persons for whom access to the work in a form of perception already available is not possible or considerably more difficult due to disability if and to the extent required for enabling access.
6. The right to make individual copies of event-driven, reporting and documenting television programs by recordings on audio-visual carriers for non-commercial educational purposes and to communicate the same in teaching events of educational institutions themselves.
7. The right of simultaneous, unchanged and complete, analog and digital retransmission of broadcasts abroad
 - 7.1. through cable systems or cable-like systems (e.g. broadband, telephone cable, fiber optic cable, open or closed network), IPTV, microwave systems, via satellite, terrestrially, mobile radio (for example, without limitation, GPRS, UMTS, LTE) or other wired or wireless distribution paths;
 - 7.2. as live stream on the Internet or via another computer network (e.g. virtual private network (VPN)). This includes the linking and/or feeding into P2P streaming networks and any other provision of access to the live stream via a computer network for simultaneous reception and any other inclusion and/or any other adoption on websites, irrespective of whether in a separate browser window and regardless of what software is used;

- 7.3. within the scope of an online video recorder (online personal video recorder) and other recording media which are only accessible via the Internet or any other computer network.
8. The right of making online broadcasts available to the public (Section 19a UrhG). This includes, in a supplementary manner, the right of reproduction (Section 16 UrhG) if and to the extent necessary for making the broadcast available to the public (for example, without limitation, instant restart, replay).
9. Other copyright claims which are derived from retransmission and which can only be exercised collectively due to statutory provisions.

The granting of the rights covers all copyrights and neighboring rights (including those of performing artists) to which the entitled person is entitled, originally or derivatively, in films and/or audio-visual carriers.

The granting of these rights is not limited to the territory of the Federal Republic of Germany but can be transferred worldwide or for individual countries.

IV. Organization of the Company

The organization of GWFF is structured in the following areas in accordance with its Statutes:

- administration of the rights transferred to GWFF vis-à-vis the users of those rights
- fiduciary investment and administration of the collected amounts
- preparation and execution of the distribution of the collected amounts to the entitled persons

For the administration of the amounts collected on a fiduciary basis, the shareholders' meeting of GWFF has adopted the investment policy principles on September 12, 2016 and the risk management policy on December 1, 2016 which have been defined in the investment guideline of GWFF.

The Company efficiently fulfills the tasks required by law through a small team.

F. DEPENDENT COLLECTING ENTITIES

GWFF participates in the following civil law partnerships without capital contribution:

- Zentralstelle für private Überspielungsrechte (ZPÜ), Munich, management by GEMA
- Zentralstelle Bibliothekstantieme (ZBT), Munich, management by VG Wort

ZPÜ is an association of nine (9) German collecting societies (GEMA, GÜFA, GVL, GWFF, TWF, VFF, VGF, VG Bild-Kunst, VG Wort) in the legal form of a civil law partnership. The purpose of ZPÜ is the assertion and enforcement of the statutory remuneration claims pursuant to Section 54(1) UrhG [German Copyright Act] (device and storage media levy) as well as the collection, administration and distribution of the revenue. ZPÜ prepares a transparency report of its own to which reference is hereby made. GWFF's share of the total volume of ZPÜ in the audio and audiovisual sector is 15.00 %.

ZBT is an association of the collecting societies VG Wort, GEMA, VG Bild-Kunst, GVL, VGF, GWFF, VFF and VG Musikedition in the legal form of a civil law partnership. ZBT is entrusted with the assertion of the claims pursuant to Section 27(2) UrhG [German Copyright Act] (library levy) and of the claims pursuant to Section 52a UrhG [German Copyright Act] former version (Section 60a UrhG current version) (Intranet use at schools). Regarding ZBT, reference is hereby made to the statements in the transparency report prepared by the managing partner VG Wort. GWFF receives a share of 5.23% of the ZBT revenue pursuant to Section 27(2) UrhG [German Copyright Act] and a share of 6.09% pursuant to Section 52a UrhG [German Copyright Act] former version (Section 60a UrhG current version).

G. REMUNERATION OF THE BODIES

In the fiscal year 2021 the remuneration of the management amounted to EUR 267k.

The supervisory board members and the advisory board members serving in an honorary capacity have not received remuneration in the fiscal year 2021.

H. FINANCIAL INFORMATION

I. Rights revenue and use of rights revenue

The rights revenue is composed as follows:

Chart 1: Rights revenue in the fiscal year 2021:

	2021 EUR
a) Domestic	
Remuneration pursuant to Section 54 UrhG (device and storage media levy) from	
ZPÜ for PC revenue	31,570,263.65
GEMA for PC revenue	2,481,049.71
GVL for PC revenue (SAG)	8,876,362.06
VG Bild-Kunst for directors	35,988.88
VG Wort for PC revenue	1,600,629.60
	44,564,293.90
Remuneration pursuant to Section 27 UrhG (video rental levy, library levy) from	
GEMA for video rental levy	16,048.25
VG Wort for video rental levy	18,783.34
VG Bild-Kunst for video rental levy	27,053.51
VG Bild-Kunst for education and research	52,564.45
VG Wort for education and research	369,202.63
VG Wort for library levy	717,633.20
VG Wort for public reproduction	97,099.14
	1,298,384.52
Remuneration for cable retransmission rights from	
AGICOA GmbH for U.S. Guilds	4,132,341.34
VG Wort German broadcasters in cable Austria for U.S. Guilds	793,748.21
VG Wort	196,552.72
VG Bild Kunst for directors	8,027.40
	5,130,669.67
	50,993,348.09
Total domestic	
b) Abroad	
Remuneration for cable retransmission rights	
Switzerland/Liechtenstein (administration by SUISSIMAGE, Bern and SWISSPERFORM, Zurich)	1,087,112.37
Denmark (administration by PRD, Copenhagen)	1,292,502.80
Austria (administration by VAM, Vienna)	152,390.76
Australia, Finland, Great Britain, Ireland, Iceland, Israel, Canada, Croatia, Columbia, Latvia, Luxembourg, the Netherlands, Norway, Poland, Portugal, Serbia, Slovenia, Romania, Hungary (administration by AGICOA Geneva)	185,301.00
Belgium (administration by AGICOA, Brussels)	24,324.84
France (administration by ANGOA, Paris)	583,848.93
Spain (administration by EGEDA, Madrid)	83,358.83
Netherlands (administration by VIDEMA, Noordeloos)	6,756.42
	3,415,595.95
Remuneration for device and storage media levy	
Switzerland/Liechtenstein (administration by SUISSIMAGE, Bern and SWISSPERFORM, Zurich)	925,846.62
France (administration by PROCIREP, Paris)	45,103.37
Norway (administration by NORWACO, Oslo)	7,421.45
Denmark (administration by PRD, Copenhagen)	4,269.14
Austria (administration by VAM, Vienna)	146,807.44
Sweden (administration by FRF, Stockholm)	12,839.57
Spain (administration by EGEDA, Madrid)	6,406.81
Poland (administration by SFP-ZAPA, Warsaw)	111.50
	1,148,805.90

Remuneration for teaching and research

Switzerland/Liechtenstein (administration by SUISSIMAGE, Bern and SWISSPERFORM, Zurich)	90,833.52
Austria (administration by VAM, Wien)	47,913.69
Denmark (administration by PRD, Copenhagen)	65,585.62
Australia (administration by AVCS Screenrights, Australia)	15,435.22
Netherlands (administration by VIDEMA, Noordeloos)	7,036.86
	<hr/>
	226,804.91

Remuneration for voluntary services

Dänemark, Finland, Irland, Luxemburg (administration by AGICOA, Genf)	32,337.18
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Total abroad

4,823,543.94
Rights revenue

55,816,892.03
II. Cost of rights administration

The costs incurred in the fiscal year 2021 and shown in the profit and loss statement (see A. II.) are exclusively generated by the rights administration on behalf of the entitled persons. The Company does not provide any other services or benefits to the entitled persons or members.

The costs are covered by the rights revenue pursuant to Section 31 VGG [*German Collecting Societies Act*]. Article 4 of the Statutes and/or the Distribution Plans. The Company has adopted general principles on the deduction of administrative costs in this regard.

According to the current version of these general principles of September 30, 2016, the Company applies an administrative cost rate determined on the basis of the preceding five (5) fiscal years unless the distributions of the current year justify the application of a lower percentage. The revenues of the Company are subject to deduction of administrative costs at a rate of currently 4.14 % and 3.37 % since August 2021 in the year of distribution to the entitled persons. As far as the applied administrative cost rate is insufficient to cover the actual costs of any distribution year, the difference shall be taken from the working capital reserve (WCR) set aside by the Company. If the applied administrative cost rate results in amounts exceeding the actual costs in the year of distribution, the difference shall be added to the WCR. In the event that the WCR covers more than the administrative costs of the preceding 24 months, the excess amount shall be distributed to the entitled persons in addition to the next distribution amount. The WCR is established for the first time effective January 1, 2017 amounting to EUR 1.500.000 (shareholder resolution of December 1, 2016).

In view of the size of the Company, the costs are not directly attributed to the individual rights categories. The administrative cost rate is equally applied to all rights categories.

The cost rate of the Company is 3.6 % related to the rights revenue in the fiscal year 2021 and 3.4 % related to the amounts paid in the fiscal year 2021.

The cost rate calculated on the basis of the above mentioned principles was deducted from the settlement runs [*Abrechnungsläufe*] made in the fiscal year 2021. Therefore, a total amount of EUR 2,070,240.18 was deducted from the gross distribution amounts and added to the WCR. In return the actual cost of the fiscal year 2021 had been financed by disposing

from the WCR. The calculation based on the above mentioned principles resulted in an excess amount of EUR 3,154,335.94 for the WCR as of December 31, 2020, that was added to the settlement runs in the fiscal year 2021. The calculation of a possible surplus of the WCR as of December 31, 2021, according to the principles mentioned above will be performed for the next settlement runs in 2022.

The WCR development is shown in the table of the reserves for the entitled persons (Chart 3) on page 39.

III. Amounts due to the entitled persons

a) Aggregate of the amounts allocated to the entitled persons

The rights revenue is distributed on the basis of the Distribution Plans of the Company. The Distribution Plans of GWFF may be accessed on the website of the Company (www.gwff.de).

Various settlement runs [*Abrechnungsläufe*] have been made in the fiscal year 2021. The amounts allocated to the entitled persons are set out in detail in Charts 2a and 2b on pages 35-38.

b) Aggregate of the amounts distributed to the entitled persons

The entitled persons are notified of the respective result of the settlement runs by way of distribution letters. After the formal requirements have been fulfilled (especially reconciliation of the film lists, confirmation and release by the entitled person, verification of the bank account, obtaining tax exemption notices, if any), the remuneration is remitted to the entitled person without undue delay. The fulfillment of the formal requirements by the entitled persons may take some time so that, in those cases, the remittance can only be made after the end of the year in which the settlement run is made.

On the basis of the settlement runs in the fiscal year 2021 referred to above and explained in Charts 2a and 2b on pages 35-38, a total amount of EUR 55,266,351.75 has been paid to the entitled persons, which are shown as usage in the reserves statement (Chart 3 on page 39).

For settlement runs 2020 an amount of EUR 3,370,126.90 had been paid out and for settlement runs before 2020 an amount of EUR 118,927.67, which are also shown as usage in the reserves statement (Chart 3 on page 39).

Overall, a total amount of EUR 58,755,406.32 has been paid to the entitled persons.

Details and the composition are also shown in Charts 2a and 2b settlement runs in the fiscal year 2021 on pages 35-38 and the reserves statement after H. III. e) (Chart 3 on page 39).

c) Distribution dates

The distribution dates for the settlement runs made in the fiscal year 2021 are also shown in Chart 2a.

**Chart 2a: Settlement runs in the fiscal year 2021:
according to individual settlements per rights category:**

Distribution-Date	Individual settlements per Rights Category	Dis-tribution-Period	Gross Dis-tribution EUR	Late Claims from Reserves EUR	Solved Double Registrations EUR
Distributions pursuant to Distribution Plan Section 54 UrhG:					
Device and storage media remuneration for private copying					
Feb 15, 2021	PC-levy Film Stills	2019	716,370.44		
Feb 25, 2021	PC-levy Film Stills	2016-2018	1,524,457.12		
Mar 8, 2021	PC-levy Film Stills	2014-2015	2,786,888.41		
May 17, 2021	Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2017-2019	2,017,802.94		
May 21, 2021	Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2012-2016	1,627,483.28		
May 27, 2021	Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2008-2011	1,675,068.16		
June 1, 2021	Music Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2017-2019, 2013-2016, 2010-2012	1,370,751.82		
Aug 4, 2021	Blank CD/DVD CD/DVD burner HDD mobile phones tablets Public Performance Authors Share	2019, 2014-2016, 2017, 2009-2010, 2018, 2011-2013	1,697,728.73		
Aug 30/31, 2021	PC-levy tablets mobile phones burner hard disks blanks Consumer Electronics Products USB stick memory cards	2020	22,722,741.75		
Sep 9, 2021	Music Share PC mobile phones tablets burner hard disks blanks Consumer Electronics Products USB stick memory cards	2020	2,170,161.68		
Oct 1, 2021	Mobile phones tablets burner hard disks blanks Consumer Electronics Products USB stick memory cards Late claims and solved double registrations	2005-2019, 2017-2019		733,103.80	117,768.59
Oct 7, 2021	CD/DVD burner HDD blank CD/DVD PC mobile phones tablets Consumer Electronics Products USB sticks memory cards Late claims	2017-2019		370,961.70	
Oct 13, 2021	Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2020	1,631,224.34		
Oct 15, 2021	Music Performers Share blank CD/DVD CD/DVD burner HDD PC mobile phones MP4 player tablets TV recording devices USB sticks memory cards	2020	533,417.24		
Nov 24, 2021	PC-levy Film Stills	2014-2015	569,237.52		
Oct 28, 2021	Directors' Rights	2017-2019	35,988.88		
			41,079,322.31	1,104,065.50	117,768.59

**Chart 2a: Settlement runs in the fiscal year 2021:
Individual settlements per rights category - continued:**

Distribution-Date	Individual settlements per Rights Category	Dis-tribution Period	Gross Dis-tribution EUR	Late Claims from Reserves EUR	Solved Double Registrations EUR
Distributions pursuant to Distribution Plan Section 27 UrhG:					
Video rental fee and library fee					
June 22, 2021	Late claims and solved double registrations	2015-2019, 2000-2019		168,386.56	20,644.38
July 7, 2021	Late claims	2017-2019		44,728.39	
July 5/7, 2021	Main distribution	2020	767,696.77		
Dec 2, 2021	Authors Share	2020	9,427.76		
			777,124.53	213,114.95	20,644.38

Distributions pursuant to Distribution Plan for revenue abroad:

Device and storage media remuneration, cable retransmission, public reproduction, use at school, digital services and voluntary services abroad

Jan 8, 2021	Australia (Use at school)	2013-2020	47,496.02		
Jan 21, 2021	Austria (KW German Channels) incl. Late Claims	2014-2019	769,695.42	118,687.68	
Feb 3, 2021	Switzerland (Handelstonbildträger LK KW use at school)	2014-2019	3,128,595.36		
Feb 12, 2021	Australia Belgium Denmark France Finland Ireland Island Israel Canada Columbia Croatia Lituania Luxembourg Netherlands Norway Poland Portugal Romania Serbia Sweden Slovenia Hungary (KW Digital Services)	Various Years ¹	952,023.82		
Mar 4, 2021	Denmark France UK Netherlands Norway Poland Portugal Sweden Romania (LK use at school public reproduction)	Various Years ²	577,601.33		
Mar 12, 2021	Switzerland (Handelstonbildträger LK KW use at school)	2019, 2014, 2018	606,265.76		
Mar 22, 2021	Austria (LK KW use at school public reproduction)	2007-2019, 2017-2019	192,081.06		
Apr 6, 2021	France Canada Denmark (KW Digital Services)	1991-1993, 2014-2019, 2018	348,083.20		
July 12, 2021	Denmark France Ireland Israel Canada Croatia Lituania Luxembourg Netherlands Poland Romania Serbia Slovenia Hungary (KW)	Various Years ³	374,560.29		
July 14, 2021	Luxembourg Finland (Voluntary Services)	2016-2019, 2017-2018	26,042.01		
Aug 18, 2021	Austria (LK KW use at school)	2013-2018, 2013-2019, 2014-2018	222,521.35		
Sep 2, 2021	Austria (KW German Channels) incl. Late Claims	2017-2020	793,748.21	11,815.11	

¹ 1994-2019, 2014-2019, 2009-2019, 2016-2019, 1999-2018, 2014-2019, 2015-2018, 2013-2019, 2016-2018, 2015, 2018, 2020-2019, 1994-2019, 2013-2018, 2009-2019, 2016-2019, 2009-2016, 2015-2016, 2007-2019, 2005-2018, 2015-2018

² 2017-2019, 2009-2019, 2019, 2007-2018, 2018-2019, 2015, 2016, 2017, 2018, 2019, 2016-2018, 2014

³ 2018-2019, 2011-2020, 2019, 2015-2019, 2017-2018, 2012-2019, 2015-2016, 2016, 2006-2019, 2015-2018

**Chart 2a: Settlement runs in the fiscal year 2021:
Individual settlements per rights category - continued:**

Distribution-Date	Individual settlements per Rights Category	Dis-tribution Period	Gross Dis-tribution EUR	Late Claims from Reserves EUR	Solved Double Registrations EUR
Oct 27, 2021	Denmark Australia Belgium Haiti Ireland Israel Luxembourg Madagascar Mali Norway Poland Romania Hungary Finland United Kingdom Netherlands (Digital Services KW use at school public reproduction)	Various Years ⁴	136,832.59		
Nov 4, 2021	Switzerland (Handelstonbildträger KW)	2014-2019	87,411.51		
Nov 11, 2021	Austria, Belgium, Netherlands and Switzerland (KW Authors Share German Channels)	2019	59,237.00		
Nov 15, 2021	Austria (KW LK use at school)	2016-2020	120,627.37		
Dec 6/7, 2021	Switzerland (LK KW use at school)	2020	1,410,739.46		
Dec 9, 2021	Australia (use at school)	2014-2020, 2011-2018, 2006-2017	2,892.91		
Dec 13, 2021	Denmark France Norway Schweden (LK)	2010-2020	62,823.39		
Dec 16, 2021	Finland Israel Luxembourg Netherlands Portugal Schweden Spain (KW)	1985-2020	134,574.77		
			10,053,852.83	130,502.79	0.00
Distributions Cable Retransmission					
June 9, 2021	Germany Authors Share	2017-2019		199,295.28	
July 22, 2021	Germany Authors Share	2020	4,132,341.34		
Aug 17, 2021	Germany Authors Share	2019	83,319.73		
Oct 28, 2021	Directors' Rights	2018-2019	8,027.39		
Dec 07, 2021	Directors' Rights	2020	5,729.96		
Dec 15, 2021	Germany Authors Share	2020	48,266.05		
			4,277,684.47	199,295.28	0.00
			56,187,984.14		

⁴ 2016, 2013-2020, 1984-2019, 2020, 2015-2019, 2015-2020, 2010-2019, 2017-2019, 2017, 2012-2020, 2009-2016, 2018, 2016-2019, 2018-2020, 2019, 2017-2020

**Chart 2b: Settlement runs in the fiscal year 2021:
Totals by rights category:**

Rights Category Totals	Distributions pursuant to Distribution Plan Section 54 UrhG	Distributions pursuant to Distribution Plan Section 27 UrhG	Distributions pursuant to Distribution Plan for revenue abroad	Distributions cable retransmission Authors Share	Total over all Rights Categories
	EUR	EUR	EUR	EUR	EUR
Gross distribution	41,079,322.31	777,124.53	10,053,852.83	4,277,684.47	56,187,984.14
Late claims from reserves	1,104,065.50	213,114.95	130,502.79	199,295.28	
Solved double registrations	117,768.59	20,644.38			
Released reserves / WCR	6,182,661.34	101,710.86	273,795.08		
Sum of late claims/solved double registrations/reserves					8,343,558.77
Costs	-1,473,395.31	-31,867.77	-391,090.30	-173,886.80	-2,070,240.18
Deductions for funds, reserves	-2,682,630.48	-87,677.00	-150,482.88	-198,063.12	-3,118,853.48
Allocated to the entitled persons	44,327,791.95	993,049.95	9,916,577.52	4,105,029.83	59,342,449.25
thereof paid out in 2021	-40,958,543.67	-887,997.35	-9,365,092.16	-4,054,718.57	-55,266,351.75
thereof payment impendiment					
-- Double registrations	-1,795,419.73	-95,455.03	-39,534.60	0.00	-1,930,409.36
-- Withdrawals, legal examinations	-639,908.44	-871.19	-92,765.35	-2,045.21	-735,590.19
Balance as at Dec 31, 2021 not yet disbursed	933,920.11	8,726.38	419,185.41	48,266.05	1,410,097.95

d) Aggregate of the amounts not yet allocated to the entitled persons

From the rights revenue received in 2021 an amount of EUR 10,650,489.85 has not yet been allocated. Additionally, the reserves for non-registered works and other claims of third parties in the amount of EUR 7,693,929.77 set up from the gross distribution amounts in accordance with the Distribution Plans have not yet been allocated. Therefore, the aggregate of the amounts not yet allocated to the entitled persons is EUR 18,344,419.62.

e) Aggregate of the amounts allocated, but not yet distributed, to the entitled persons

Reference is made to Charts 2a and 2b on pages 35 ff. with details of the settlement runs made in the fiscal year 2021.

Moreover, Chart 3 on page 39 shows – in the form of a reserves statement – the development of the reserves for the entitled persons (see balance sheet A. I.). It is composed of the development of the amounts not yet distributed and the development of the social fund, the promotion fund as well as the working capital reserve.

Chart 3: Statement of the reserves for entitled persons:

	as of Jan 1, 2021	transfers gross distribution	additions to / usage of WCR	deductions for additions to reserves and funds	payments to the entitled persons usage from funds	P U	transfers not yet paid	additions from profit and loss statement 2021	as of Dec 31, 2021
Balance sheet position					-58,755,406.32	P			
"Reserves for entitled persons"	49,050,036.83	0.00	0.00	0.00	-261,730.00	U	0.00	53,743,764.15	43,776,664.66
Composition:									
- Remaining net total from result 2020	11,053,228.42		0.00	0.00	0.00		0.00	0.00	0.00
- Allocation revenue 2020 to settlement runs in 21		-11,053,228.42							
- Settlement runs in 2021 (see Chart 2b)	0.00	56,187,984.14	-2,070,240.18	-3,118,853.48	-55,266,351.75	P	-1,930,409.36	0.00	1,410,097.95
		8,343,558.77					-735,590.19		
- Settlement runs 2020	4,360,304.86	-95,271.02	0.00	0.00	-3,370,126.90	P	-894,906.94	0.00	0.00
- Reserves for non-registered works and other claims of third parties (not yet allocated to entitled persons – see H. III. d)	9,509,632.85	-4,467,398.35	0.00	2,440,334.45	0.00		160,338.37	0.00	7,693,929.77
							51,022.45		
- Double registrations	5,930,468.77	-138,412.97	0.00	0.00	0.00		1,930,409.36	0.00	7,661,503.14
							-60,962.02		
- Amounts not yet paid for previous years, not yet called for, withdrawals by entitled persons after settle. runs or non-payment due to legal examination of the entitlement, offset with previous years	5,692,406.18	-488,140.49	0.00	0.00	-118,927.67	P	735,590.19	0.00	6,544,014.04
							894,906.94		
							-160,338.37		
							-11,482.74		
SUBTOTAL of already allocated amounts	36,546,041.08	48,289,091.66	-2,070,240.18	-678,519.03	-58,755,406.32		-21,422.31	0.00	23,309,544.90
- Social fund	2,343,363.78	0.00	0.00	170,911.60	-39,900.00	U	0.00	0.00	2,474,375.38
- Promotion fund	3,540,635.86	0.00	0.00	507,607.43	-221,830.00	U	0.00	0.00	3,826,413.29
- Working capital reserve (WCR)	6,619,996.11			0.00	0.00		0.00	0.00	3,515,841.24
- Release of WCR		-3,154,335.94							
- Addition costs deducted in settlement runs 2021			2,070,240.18						
- Usage for actual costs 2021			-2,020,059.11						
- Net total not yet allocated to entitled persons (see H. III. d)	0.00			0.00	0.00				10,650,489.85
Allocation to settlement 2021: Revenues 2021		-45,134,755.72					21,422.31		
Costs 2021			2,020,059.11						
Addition of the result of the profit and loss statement 2021 (see A. II.)								53,743,764.15	
	49,050,036.83	0.00	0.00	0.00	-58,755,406.32	P	0.00	53,743,764.15	43,776,664.66
					-261,730.00	U	0.00		

f) Delays in payment if the collecting society has not made the distribution within the distribution deadline

The distribution periods of nine (9) months after completion of the fiscal year pursuant to Section 28 VGG [*German Collecting Societies Act*] and of six (6) months after receipt of revenues on the basis of representation agreements pursuant to Section 46 VGG [*German Collecting Societies Act*] have been changed in the Distribution Plans on December 1, 2016. The new distribution periods apply from the fiscal year 2017 on.

g) Aggregate of the non-distributable amounts

There are no non-distributable amounts of the Company.

IV. Relations with other collecting societies

a) Amounts received from other collecting societies

Regarding the amounts received from other collecting societies, reference is hereby made to Chart 1 rights revenue in H. I. on pages 32 f.

b) Amounts paid to other collecting societies

The following amounts have been paid to other collecting societies in the fiscal year 2021:

	Payment ¹⁾	Costs	Reserves	Social Fund	Promotion Fund
EGEDA, Spain	115,934.08	-3,791.24	-6,493.51	-840.79	-2,497.32
FRF, Sweden	404,943.92	-13,080.61	-20,744.86	-3,169.56	-9,413.77
GÜFA, Germany	259.13	-10.52	0.00	0.00	0.00
NORWACO, Norway	35,688.34	-1,161.09	-2,020.33	-265.10	-787.39
PACC, Canada	63,179.70	-2,007.00	-2,904.83	-510.79	-1,517.10
PRD, Denmark	79,325.64	-2,807.74	-5,651.60	-491.00	-1,458.39
PROCIBEL, Belgium	5,608.64	-276.31	-1,114.54	-2.00	-5.95
PROCIREP, France	1,490,200.60	-49,190.72	-80,551.30	-10,431.53	-30,982.06
SACD, France	1,775,025.23	-61,711.17	0.00	0.00	0.00
Screenrights, Australia	87,869.52	-2,889.03	-4,171.07	-662.99	-1,969.28
SEKAM, Netherlands	48,356.89	-1,574.93	-2,452.99	-359.19	-1,066.91
SUISSIMAGE, Switzerland	152,165.66	-4,879.63	-7,655.92	-1,063.61	-3,159.30
VAM, Austria	1,277,461.83	-40,594.00	-56,936.67	-10,183.02	-30,243.82
VFF, Germany	4,972,213.40	-199,510.33	0.00	0.00	0.00
ZAPA, Poland	4,372.87	-136.38	-245.08	-34.83	-103.49

¹⁾ if applicable: amounts before deduction of taxes at source according to Section 50a EStG [*German income tax act*] as well as without VAT

I. SOCIAL AND CULTURAL PROMOTION

The Company is obligated pursuant to Section 32 VGG [*German Collecting Societies Act*] and according to the Statutes and the Distribution Plans of the Company to allocate amounts to the social fund and the promotion fund.

Social fund pursuant to the Distribution Plans of GWFF for the revenue realized in Germany, Part A, General Terms, Article 2 II.:

An amount equal to 1 % of the amount to be distributed for the respective rights category must be added to the social fund.

Promotion fund pursuant to the Distribution Plans of GWFF for the revenue realized in Germany, Part A, General Terms, Article 2 III.:

Out of the distribution amount remaining for the respective rights category after the allocation to the social fund, an amount equal to 3 % must be added to the promotion fund, Culturally important works or performances and young talents are to be promoted by the fund in accordance with Section 32 VGG [*German Collecting Societies Act*].

The development of the social fund and the promotion fund is shown in the reserves statement on page 39 (Chart 3).

I. Social Fund

In the fiscal year 2021 an amount of EUR 170,911.59 was deducted for and added to the social fund within the scope of the settlement runs 2021.

The following amounts have been used from the social fund in the fiscal year 2021:

	EUR
Medienboard Berlin-Brandenburg: Artist in Residence	10,000.00
Filmfest Munich	8,000.00
Filmuniversität Babelsberg: „Deutschlandstipendien“ 2021/2022	5,400.00
Filmuniversität Babelsberg: earmarked special donation „Corona Hilfe“	5,000.00
Freundeskreis der HFF München e.V.: earmarked special donation „Corona Hilfe“	5,000.00
Filmuniversität Babelsberg: Sehsüchte Festival	5,000.00
Freunde der Studierenden Film Festivals Sehsüchte e.V.: Sehsüchte Festival	1,500.00
	39,900.00

II. Promotion fund

In the fiscal year 2021 an amount of EUR 507,607.43 was deducted for and added to the promotion fund within the scope of the settlement runs 2021.

The following amounts have been used from the social fund in the fiscal year 2021:

	EUR
Berlinale: Sponsoring	30,000.00
Berlinale: Best First Feature Award	50,000.00
Film Festival Cottbus: Award 2020 and 2021	50,000.00
Jerusalem Film Festival: Best First Feature Award 2020 and 2021	50,000.00
IUM: contribution	15,000.00
EUROCOPYA: Fee 2020 and 2021	10,500.00
Produzenten Allianz: Promotion international memberships	7,830.00
Festival Filmhochschule Munich	5,000.00
Wilhelm Fraenger-Institut: Support Film Poster Exhibition	3,500.00
	221,830.00

ATTACHMENTS

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Attachment 1: List of abbreviations

§	section [<i>used in German Codes</i>]
Abs.	paragraph [<i>used in German Codes</i>]
AGICOA, Brussels	AGICOA EUROPE BRUSSELS SCRL, Brussels/Belgium Belgian collecting society
AGICOA Geneva	AGICOA Association de Gestion Internationale Collective des Oeuvres Audiovisuelles, Geneva, Switzerland
AGICOA GmbH	AGICOA Urheberrechtsschutz GmbH, Munich German collecting society
ANGOA	French collecting society
AVCS Screenrights	Australian collecting society
Apr	April
Aug	August
BGB	Bürgerliches Gesetzbuch [<i>German Civil Code</i>]
Bitkom	Bundesverband Informationswirtschaft, Telekommunikation und neue Medien e.V., Berlin
CD	Compact Disc
Dec	December
DEM	Deutsche Mark [<i>former German currency</i>]
DGA	U.S. Directors Guild of America
Dr.	Doctor [<i>German title</i>]
DTC	Double taxation convention, double tax treaty
DVD	Digital Versatile Disc
e.g.	for example
e.V.	eingetragener Verein [<i>German registered association</i>]
EGEDA	Spanish collecting society
EStG	Einkommensteuergesetz [<i>German Income Tax Act</i>]
EU	European Union
EUR	Euro [<i>European currency</i>]
EUROCOPYA	European Federation of Joint Management Societies of Producers for Private Audiovisual Copying
Feb	February
ff.	an the following
FRF	Swedish collecting society
GEMA	Gesellschaft für musikalische Aufführungs- und mechanische Vervielfältigungsrechte, Berlin German collecting society
GfK	GfK SE, Nürnberg [<i>german market research institute</i>]
gfu	Consumer & Home Electronics GmbH, Frankfurt/Main
GmbH	Gesellschaft mit beschränkter Haftung [<i>German limited liability company</i>]
GPRS	General Packet Radio Service [<i>mobile radio standard</i>]
GÜFA	Gesellschaft zur Übernahme und Wahrnehmung von Filmaufführungsrechten mbH, Düsseldorf German collecting society
GVL	Gesellschaft zur Verwertung von Leistungsschutzrechten mbH, Berlin German collecting society

GWFF USA, Inc.	GWFF USA, Inc., New York City, New York/U.S.A.
Handelstonbildträger	Commercial sound carrier
HDD	Hard Disk Drive
HEMIX	Home Electronics Market Index Germany
HGB	Handelsgesetzbuch [<i>German Commercial Code</i>]
HRB	Handelsregister Abteilung B [<i>Entry in the Commercial Register at the relevant Amtsgericht - Local Court</i>]
IDW	Institut der Wirtschaftsprüfer in Deutschland e.V. [<i>German body of the German chartered accountants</i>]
IFTA	Independent Film & Television Alliance
Inc.	Incorporated
Incl.	including
IPTV	Internet Protocol Television
ISAN	International Standard Audiovisual Number
ISAN GmbH	ISAN Gesellschaft zur Registrierung von Film- und Fernsehwerken mbH, Munich
ISO	International Standards Organization
IT	Information technology
IUM	Institut für Urheber- und Medienrecht e.V., Munich
Jan	January
k	1,000
KG	Kommanditgesellschaft [<i>German limited partnership</i>]
KW	cable retransmission rights
LK	blank tapes remuneration [<i>device and storage media remuneration</i>]
LTE	Long Term Evolution [<i>mobile radio standard</i>]
mbH	(company) with limited liability
Mar	March
MP3	MPEG-1 Audio Layer 3 (MPEG: Moving Picture Experts Group)
MPA	Motion Picture Association
NORWACO	Norwegian collecting society
No.	number
Nov	November
Nr.	Nummer [<i>German for number</i>]
Oct	October
P2P	Peer-to-Peer
PACC	Canadian collecting society
PC	Personal Computer
PRD	Danish collecting society
PROCIBEL	Belgian collecting society
PROCIREP	French collecting society
Prof.	Professor [<i>German title</i>]
SAG	Screen Actors Guild of America
Screenrights	Australian collecting society
SEKAM	Dutch collecting society
SFP-ZAPA	Polish collecting society

Sep	September
SUISSIMAGE	Swiss collecting society
SWISSPERFORM	Swiss collecting society
TWF	Treuhandgesellschaft Werbefilm mbH, München German collecting society
UMTS	Universal Mobile Telecommunications System [<i>mobile radio standard</i>]
UrhG	Urheberrechtsgesetz [<i>German Copyright Act</i>]
UrhWG	Urheberrechtswahrnehmungsgesetz [<i>German Act on the Administration of Copyright and Neighboring Rights</i>]
UrhWissG	Gesetz zur Angleichung des Urheberrechts an die aktuellen Erfordernisse der Wissensgesellschaft [<i>German Act</i>]
U.S.	United States of America
U.S.A.	United States of America
USA	United States of America
USD	United States Dollar [<i>U.S. currency</i>]
VAM	Austrian collecting society
VAT	Value-added tax
VFF	Verwertungsgesellschaft der Film- und Fernsehproduzenten mbH, Munich, German collecting society
VG Bild-Kunst	Verwertungsgesellschaft Bild-Kunst, Bonn German collecting society
VGf	Verwertungsgesellschaft für Nutzungsrechte an Filmwerken mbH, Wiesbaden, German collecting society
VGG	Verwertungsgesellschaftengesetz [<i>German Collecting Societies Act</i>]
VG Musikedition	German collecting society
VG Wort	Verwertungsgesellschaft WORT, Munich German collecting society
VIDEMA	Dutch collecting society
VPN	virtual private network
WCR	Working capital reserve
WGA	Writers Guild of America
WIPO	World Intellectual Property Organization
ZAPA	Polish collecting society
ZBT	Zentralstelle Bibliothekstantieme (administrated by VG Wort)
ZPÜ	Zentralstelle für private Überspielungsrechte (administrated by GEMA)
ZVEI	Zentralverband Elektrotechnik und Elektronikindustrie e.V., Frankfurt [<i>Germany's Central Association of the Electrical Engineering and Electronics Industry</i>]

Attachment 2: Bescheinigung des Abschlussprüfers zum Transparenzbericht
*[reproduction of the original German wording of the auditor's certificate,
not translated]*

An die GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH,
München

Gemäß § 58 Abs. 3 VGG habe ich die in dem jährlichen Transparenzbericht der GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH, München, enthaltenen Finanzinformationen nach Nummer 1 Buchstabe g der Anlage zu § 58 Abs. 2 Verwertungsgesellschaftengesetz (VGG) sowie die Informationen nach Nummer 1 Buchstabe h der Anlage zu § 58 Abs. 2 VGG für den Zeitraum vom 1. Januar 2021 bis 31. Dezember 2021, einer prüferischen Durchsicht unterzogen. Die Aufstellung des jährlichen Transparenzberichts nach § 58 VGG liegt in der Verantwortung der gesetzlichen Vertreter der Gesellschaft. Meine Aufgabe ist es, eine Bescheinigung zu den in dem jährlichen Transparenzbericht enthaltenen Finanzinformationen nach Nummer 1 Buchstabe g der Anlage zu § 58 Abs. 2 VGG sowie die Informationen nach Nummer 1 Buchstabe h der Anlage zu § 58 Abs. 2 VGG auf der Grundlage meiner prüferischen Durchsicht abzugeben.

Ich habe die prüferische Durchsicht der in dem jährlichen Transparenzbericht enthaltenen Finanzinformationen nach Nummer 1 Buchstabe g der Anlage zu § 58 Abs. 2 VGG sowie die Informationen nach Nummer 1 Buchstabe h der Anlage zu § 58 Abs. 2 VGG unter entsprechender Beachtung der vom Institut der Wirtschaftsprüfer (IDW) festgestellten deutschen Grundsätze für die prüferische Durchsicht von Abschlüssen vorgenommen, Danach ist die prüferische Durchsicht so zu planen und durchzuführen, dass ich bei kritischer Würdigung mit einer gewissen Sicherheit ausschließen kann, dass die in dem jährlichen Transparenzbericht enthaltenen Finanzinformationen nach Nummer 1 Buchstabe g der Anlage zu § 58 Abs. 2 VGG sowie die Informationen nach Nummer 1 Buchstabe h der Anlage zu § 58 Abs. 2 VGG in wesentlichen Belangen nicht in Übereinstimmung mit den in der Anlage zu § 58 Abs. 2 VGG enthaltenen Vorgaben stehen, Eine prüferische Durchsicht beschränkt sich in erster Linie auf Befragungen von Mitarbeitern der Gesellschaft und auf analytische Beurteilungen und bietet deshalb nicht die durch eine Prüfung erreichbare Sicherheit.

Auf der Grundlage meiner prüferischen Durchsicht sind mir keine Sachverhalte bekannt geworden, die mich zu der Annahme veranlassen, dass die in dem jährlichen Transparenzbericht enthaltenen Finanzinformationen nach Nummer 1 Buchstabe g der Anlage zu § 58 Abs. 2 VGG sowie die Informationen nach Nummer 1 Buchstabe h der Anlage zu § 58 Abs. 2 VGG nicht in Übereinstimmung mit den Vorgaben der Anlage zu § 58 Abs. 2 VGG stehen.

Dem Auftrag, in dessen Erfüllung ich vorstehend benannte Leistungen für die GWFF Gesellschaft zur Wahrnehmung von Film- und Fernsehrechten mbH erbracht habe, lagen die Allgemeinen Auftragsbedingungen für Wirtschaftsprüfer und Wirtschaftsprüfungsgesellschaften in der vom Institut der Wirtschaftsprüfer e.V. herausgegebenen Fassung vom 1. Januar 2017 zugrunde. Durch Kenntnisnahme und Nutzung der in dieser Bescheinigung enthaltenen Informationen bestätigt der jeweilige Empfänger, die dort getroffenen Regelungen (einschließlich der Haftungsregelungen unter Nr. 9 dieser Allgemeinen Auftragsbedingungen sowie der Regelungen im Verhältnis zu Dritten gemäß Nr. 1 Abs. 2 der Allgemeinen Auftragsbedingungen) zur Kenntnis genommen zu haben und erkennt deren Geltung im Verhältnis zu mir an.

München, den 30. Juni 2022

Dr. Dieter Eder
Wirtschaftsprüfer