

Licensing Sub-Committee of the Regulatory Committee

2.00pm, Monday, 9 June 2014

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh International Film Festival 2014 – Supplementary Request

Item number	5.1
Report number	
Executive/routine	
Wards	Citywide

Executive summary

To advise the Committee of a request received for authorisation to screen a further uncertificated film during the Edinburgh International Film Festival 2014.

Links

Coalition pledges	P15, P28 and P31
Council outcomes	CO20
Single Outcome Agreement	SO1 and SO3

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh International Film Festival 2014 – Supplementary Request

Recommendations

That the Committee:

- 1.1 Notes this report; and
- 1.2 Grants permission to allow the uncertificated film, detailed in the information as circulated, to be shown as part of the 2014 event at the venues listed in [Appendix 2](#).

Background

- 2.1 Condition 2 of the Council's standard conditions, which apply to all cinema licences, states that only films with certificates from the British Board of Film Classification (BBFC) may be exhibited.
- 2.2 However, Condition 3 of the cinema licence conditions allows the exhibition of any film, if the Council's permission is first obtained.
- 2.3 Committee has given approval for the Edinburgh International Film Festival Ltd (EIFF) to show uncertificated films in 2014 and in previous years.

Main report

- 3.1 In March 2014 the Council received notice from the Edinburgh International Film Festival Ltd (EIFF), regarding films due to be screened during the 2014 event.
- 3.2 Typically most of these films are yet to be released and therefore have still to be classified by the BBFC. Therefore, as required by the Council's Standard Conditions of Licence, the EIFF is seeking permission on behalf of the various cinemas for the films within the programme to be shown. The committee has previously agreed to similar variations.
- 3.3 The EIFF provided details including recommended ratings for films which have not been rated by the BBFC. The programme has yet to be announced, and the information is commercially sensitive.

- 3.4 The EIFF has subsequently added a further unrated film to the planned screening schedule. This film will be distributed in the UK during summer 2014, and may be rated before the planned screening date. However it is at present unrated. Details of the film will be circulated separately.
- 3.5 Committee members should note that any permitted variation would relate only to the specific film tabled and circulated to members, for the purposes of screening during the EIFF (19 to 28 June 2014). Any films not so specified would be required to adhere to the Council's Standard Conditions of Licence.
- 3.6 This permission will apply as appropriate to the licensed premises listed in [Appendix 2](#).

Measures of success

- 4.1 The Council discharges its licensing functions appropriately.

Financial impact

- 5.1 There are no financial implications arising from this report.

Risk, policy, compliance and governance impact

- 6.1 This accords with statutory provisions and is consistent with standard conditions for cinema licences.

Equalities impact

- 7.1 There are no equalities implications arising from this report.

Sustainability impact

- 8.1 There are no sustainability implications arising from this report.

Consultation and engagement

- 9.1 Not applicable.

Background reading / external references

[City of Edinburgh Council Licensing Conditions – Cinema Licensing](#)

Minutes of Licensing Sub-Committee meeting of 23 May 2014.

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Links

Coalition pledges	<p>P15 - Work with public organisations, the private sector and social enterprises to promote Edinburgh to investors.</p> <p>P28 - Further strengthen our links with the business community by developing and implementing strategies to promote and protect the economic well being of the city</p> <p>P31 – Maintain our city’s reputation as the cultural capital of the world by continuing to support and invest in our cultural infrastructure.</p>
Council outcomes	<p>CO20 - Culture, sport and major events – Edinburgh continues to be a leading cultural city where culture and sport play a central part in the lives and futures of citizens.</p>
Single Outcome Agreement	<p>SO1 - Edinburgh's Economy Delivers increased investment, jobs and opportunities for all.</p> <p>SO3 - Edinburgh's children and young people enjoy their childhood and fulfil their potential.</p>
Appendices	<p>Appendix 1 - City of Edinburgh Council Licensing Conditions – Cinema Licence</p> <p>Appendix 2 – list of affected licensed premises</p>