

**ANGUS COUNCIL**

**SPECIAL CIVIC LICENSING COMMITTEE – 5 SEPTEMBER 2024**

**EXCEPTION TO CINEMA LICENCE CONDITIONS**

**REPORT BY THE DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE**

**1. ABSTRACT**

The purpose of this report is to consider the request from The Montrose Playhouse Project Limited (Licence Number CL 6) to permit the exhibition of seventeen (17) unclassified films as detailed in **APPENDIX 1 AND 2**.

**2. ALIGNMENT TO COUNCIL PLAN AND COUNCIL POLICIES**

Not applicable

**3. RECOMMENDATIONS**

It is recommended that the relevant members of the Committee:-

- (i) determine whether to permit the exhibition of seventeen (17) unclassified films; and
- (ii) if the Committee is minded to permit the showing of the seventeen (17) unclassified films, determine what, if any, conditions apply to the permission.

**4. BACKGROUND**

Condition 3 of Cinema Licence number CL 6 granted to The Montrose Playhouse Project Limited under the Cinemas Act 1985 requires that:-

3. No film shall be exhibited unless –
  - a. It has received a 'U', 'PG', '12', '15' or '18' certificate of the British Board of Classification; or
  - b. It is a current newsreel which has not been submitted to the British Board of Film Classification.

Condition 7 states:

7. Notwithstanding the conditions herein before contained, a film may be exhibited, or persons or any class of persons, may be admitted thereto if the permission of the licensing authority is first obtained and any condition of such permission is complied with.

In an email dated 5 August 2024 from the licence holder an application for permission to exhibit seventeen (17) unclassified films was received as they had not received a certificate from the British Board of Film Classification. The BBFC considers a wide number of factors when considering what age rating a film should receive – a copy of their guidance is set out in **APPENDIX 3**.

Members of the Committee agreed to split the films into two groups, as noted in **Appendices 1 and 2**, and the members of each respective group have had the opportunity to view the films.

It is recommended that the Committee determine whether to permit the exhibition of the seventeen (17) unclassified films; and if the Committee is minded to permit the showing of the seventeen unclassified films, determine what, if any, conditions apply to the permission.

**5. FINANCIAL IMPLICATIONS**

There will be no financial implications arising directly from this report.

**6. RISK MANAGEMENT**

There are no Human Rights issues arising directly from this report.

**7. ENVIRONMENTAL IMPLICATIONS**

There are no direct environmental implications arising from the recommendations of this report.

**8. EQUALITY IMPACT ASSESSMENT, HUMAN RIGHTS AND FAIRER SCOTLAND DUTY**

In dealing with the applications, the Committee will have regard to any human rights and/or equalities issues in relation to the applicant and any objectors.

**9. CHILDRENS RIGHTS AND WELLBEING IMPACT ASSESSMENT**

A Children's Rights and Wellbeing Impact Assessment has been undertaken and a full assessment is not required as the "General Principles" do not apply to this proposal.

**10. NOTIFICATION**

The applicant has been notified of the terms of this Report. They have also been advised of their entitlement to attend the meeting should they wish.

**NOTE:** No background papers as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to any material extent in preparing this report.

**REPORT AUTHOR:** Stuart McQueen, Team Leader Licensing & Regulation

**EMAIL DETAILS:** [LEGDEM@angus.gov.uk](mailto:LEGDEM@angus.gov.uk)

**Montrose Playhouse LandxSea Film Festival 13-15<sup>th</sup> September 2024**

**Group 1**

1. The Battle for Laikipia
2. Billy & Molly: An Otter Love Story
3. Duthchas – Community Forests in Scotland
4. The End of the World
5. Frontier Town
6. Plan Z: From Lab Coats to Handcuffs
7. Puffling
8. Send Kelp!
9. Nature Attack

**Councillors in Group 1**

Cllr Meechan

Cllr Braes

Cllr Durno

Cllr Fotheringham

Cllr Nicol

**Montrose Playhouse LandxSea Film Festival 13-15<sup>th</sup> September 2024**

**Group 2**

1. Between Seas (Is Land)
2. The Bough Breaks
3. Chasing Time
4. Cuban Bees: The Organic Revolution
5. The Eagle with the Sunlit Eye
6. Finding Bo
7. Planet Wind
8. Sermersuaq – The Great Ice

**Councillors in Group 2**

Cllr Durno

Cllr Clark

Cllr Whiteside

Cllr Greig

Cllr Scott