

## **LICENSING SUB-COMMITTEE**

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**MEETING TO BE HELD IN CIVIC HALL, LEEDS ON  
MONDAY, 11TH AUGUST, 2014 AT 10.00 AM**

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### **MEMBERSHIP**

#### **Councillors**

R Downes - Otley and Yeadon;  
B Gettings - Morley North;  
C Townsley - Horsforth

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**Agenda compiled by:  
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Civic Hall  
LEEDS LS1 1UR  
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# A G E N D A

Item No	Ward	Item Not Open		Page No
			<b><u>PRELIMINARY PROCEDURES</u></b>	
1			<b>ELECTION OF THE CHAIR</b>	
2			<b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b>  To consider any appeals in accordance with Procedure Rule 15.2 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded)  (*In accordance with Procedure Rule 15.2, written notice of an appeal must be received by the Head of Governance Services at least 24 hours before the meeting)	

Item No	Ward	Item Not Open		Page No
3			<p><b>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</b></p> <p>1) To highlight reports or appendices which:</p> <p>a) officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>b) To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>c) If so, to formally pass the following resolution:-</p> <p><b>RESOLVED</b> – That the press and public be excluded from the meeting during consideration of those parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information</p> <p>2) To note that under the Licensing Procedure rules, the press and the public will be excluded from that part of the hearing where Members will deliberate on each application as it is in the public interest to allow the Members to have a full and frank debate on the matter before them.</p> <p><b>LATE ITEMS</b></p> <p>To identify any applications as late items of business which have been admitted to the agenda for consideration</p> <p>(the special circumstances shall be identified in the minutes)</p>	
4				

Item No	Ward	Item Not Open		Page No
5			<b>DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS</b>  To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13-16 of the Members' Code of Conduct.  <b><u>HEARINGS</u></b>	
6	Wetherby		<b>CERTIFICATION OF FILMS</b>  To consider the report of the Head of Licensing and Registration on an application for the certification of films proposed to be shown during the Leeds Festival 2014 within the grounds of Bramham Park, Thorner Lane, Leeds 23. This matter was previously adjourned from a hearing on 28 <sup>th</sup> July 2014.	1 - 12

### **Third Party Recording**

Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts named on the front of this agenda.

Use of Recordings by Third Parties– code of practice

- a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title.
- b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete.

## Report of the Head of Licensing and Registration

### Report to the Licensing Sub Committee

**Date: 11 August 2014**

**Subject: Certification of Films**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Wetherby		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

## Executive Summary

To advise Members of an Application for the certification of films to be shown at the Leeds Festival 2014 within the grounds of Bramham Park, Thorner Lane Leeds 23

### 1.0 Purpose of this report

- 1.1 This report informs Members with the background, history and issues of an application made under the Licensing Act 2003 ("the Act") for the certification of films that do not currently have a BBFC (British Board of Film Classification) certification. Finally, this report informs Members of the options available to them when considering an application for the certification of films.

### 2.0 Background information

- 2.1 The Licensing Act 2003 applies to premises which provide film exhibitions. At present there are a total of 7 cinemas licensed in the Leeds District.
- 2.2 The majority of films shown in Cinemas will carry a Certificate from the BBFC the categories of which are as follows:

Category 'U' Passed for general exhibition

Category 'PG' Passed for general exhibition but parents/guardians are advised that the film contains materials they might prefer children under fifteen years not to see.

Category '12'	Passed as suitable only for exhibition to persons of twelve years and over. When a programme includes a '12' film, no persons under twelve years can be admitted.
Category '12a'	Passed as suitable for children under the age of 12 if accompanied by an adult.
Category '15'	Passed as suitable only for exhibition to persons of fifteen years and over. when a programme includes a '15' film, no persons under fifteen years can be admitted.
Category '18'	Passed as suitable only for exhibition to adults. When a programme includes an '18' film no persons under the age of eighteen years can be admitted.

- 2.3 In addition to licensing premises for film exhibitions, the Licensing Authority has a duty under Section 20 of the Licensing Act 2003 to categorise a film which is absent of a Certificate from a film classification body such as the BBFC. The Licensing Authority may also reject or modify a film which has received a Certificate from the BBFC.

### 3.0 Main Issues

- 3.1 Application has been received from Mr Melvin Benn to have a number of short films certified as they are not currently certified by the BBFC. The films are to be shown in a temporary cinema based in marquees on the Leeds Festival site within the grounds of Bramham Park Leeds 23.
- 3.2 Details of the films which require certification including a brief synopsis and a recommended category in line with the BBFC classifications is attached at **Appendix A** for Members information. As the synopsis provided contains the use of inappropriate language not suitable for the public domain it has been sanitized, but a full copy is available to members.
- 3.3 A representative from the Oxford Film and Video Makers company will attend the hearing to give additional details of the films.
- 3.4 Members may recall that an application for a Premises Licence for this site was considered by the Licensing Committee on the 28 April 2006, amongst the licensable activities requested was the facility to show films in a cinema tent between the following days and times:

Thursday 24 August	19:00hrs until 03:00hrs the following day
Friday 25 August to Sunday 27 August	Noon until 03:00hrs the following day.

3.5 The corresponding days for this year's event are as follows:

Thursday 21 August	19:00hrs until 03:00hrs the following day
Friday 22 August to Sunday 24 August	Noon until 03:00hrs the following day.

#### **4.0 Implications for council policy and governance**

4.1 There are no implications for Council policy and governance in respect of determining this application.

#### **5.0 Legal and resource implications**

5.1 The applicant can appeal any decision made by committee. Any appeal would be to the Magistrates Court.

#### **6.0 Recommendations**

6.1 Members are requested to consider this request for the certification of the films as attached hereto.

6.2 Members may take the decision to view any of the films prior to the issue of a certificate

#### **7.0 Options available to Members**

The Licensing Authority has a duty to create conditions or restrictions, and does have the authority to categorise a film which is absent of a Certificate from the BBFC.

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## Leeds Festival Shorts 2014

Title	Director	Synopsis	Offensive Language	Sexual Content	Violence	Rating
BIG DUNC LOVES FINDER	Will Anderson	Big Dunc finds birds through a social dating app.	Nil	Nil	Nil	PG
Butter Ya'Self	Julian Petschek	Banana hip hop music video	Strong	Implied	Nil	15
Controller	Saman Kesh	A girl that can control everything, orchestrates her own rescue by taking control of her boyfriend.	Nil	Nil	Moderate	15
Dead End	Ruud Coenen, Luc Thijssen, Frank van Vugt and Stein Louisse	On a desert road a mysterious little box is the cause of a conflict between three characters. All characters are fascinated by the contents of the box and want to obtain it, no matter what. Confidence in each other and trust and distrust come close together in this animation.	Nil	Nil	Moderate	12
Gregory Is A Dancer	Louis Hudson	The life to death story of a compulsive dancer who is born into poverty, sucked up by the fame machine and spat out the other end.	Nil	Implied	Nil	PG
Gumshoe	Matt Steinauer	A hard-boiled tale following Gumshoe, a private eye hot on the trail of his missing partner. In this world of femme fatales and hired goons, the truth lies beneath.	Nil	Nil	Slight	12
HELL NO - The Sensible Horror Film	Joe Nicolosi	What would happen in horror films if smart characters made good decisions?	Strong	Nil	Slight	15
Kaly Live Dub - Allaxis	Wasaru	Driving down the highway after committing a crime, our protagonist's mind races through a myriad of animated options putting the viewer in the driver seat.	Nil	Nil	Implied	PG
Kangaroo Short	Carlos Lopez Estrada	A Zebra desperately tries to fit in to a society that doesn't accept him.	Nil	Nil	Slight	PG
Lights Out	David F. Sandberg	A woman getting ready for bed discovers that she may not be alone in her apartment when she turns off the lights.	Nil	Nil	Implied	12
Like A F%@k!ng Punk	Kyle I. Kelley	A typical fight between a boyfriend and girlfriend on a not-so-typical day.	Strong	Nil	Moderate	15
Metal Headzzz 101	Aaron Stewart & Tim Harrington - Produced by Mixtape Club	Three metal-loving dudes dream about their killer band and rock and roll lifestyle.	Slight	Implied	Implied	PG
MUTE	Job, Joris & Marieke	In a world populated by people born without a mouth, individuals go to extreme lengths to find their voice.	Nil	Nil	Slight	PG

Title	Director	Synopsis	Offensive Language	Sexual Content	Violence	Rating
No F***** Around In Room 427	Danny Sangra	A couple are surprised to find out about a hotel's strict policies.	Slight	Implied	Nil	12
Off Yer 'Ead	Dan Kokotajlo	A doomed relationship between a frustrated deaf woman and a lazy man who meet through a smartphone dating application. The story is told through short unedited vignettes.	Strong	Mild	Nil	15
Oscillate	Daniel Sierra	Animated music video	Nil	Nil	Nil	U
Reeps One	I Owe Youth	A fascinating look into the mind of a beatboxer.	Nil	Nil	Nil	U
Status Update - a facebook fairytale	Daniel Reisinger	In a world where every loser is pretending their life is awesome on Facebook - Allan Kasvotski's status updates are suddenly coming true.	Strong	Mild	Moderate	15
The Corner Boys	Jon Drever	The Wire meets Waiting for Godot	Nil	Implied	Nil	12
The Cub	Riley Stearns	Wolves make the best parents	Nil	Nil	Off Screen	PG
The Decelerators	Mark Slutsky	When a group of friends invent a machine to slow down time, the results are not quite what they expected.	Nil	Implied	Nil	12
The Ride	Timothy Melville	A little short film for the hopeless romantic in us all.	Slight	Nil	Implied	12
The Video Dating Tape of Desmond Ray, Aged 33 & 3/4	Steve Baker	I met a very interesting fellow recently. His name is Desmond Ray, and this is his video dating tape.	Slight	Implied	Slight	12
There's a Man in the Woods	Jacob Streilein	An elementary school teacher struggles with a frightening rumor one of his greedy students spreads around the classroom.	Nil	Nil	Implied	PG
Things I Should Stop Thinking About Thinking	Mr Castro	What really goes on in men's heads? A film about boobs, tits, worry, stress, sex, boobs, moobs, alcohol, relationships, bees, happiness, boobs, tits and stress. Oh, and boobs.	Moderate	Mild	Nil	15
This is How You Die	Michael Mohan	The machine had been invented a few years ago: a machine that could tell, from just a sample of your blood, how you were going to die. No dates, no details. Just a slip of paper with a few words spelling out your ultimate fate -- at once all-too specific and maddeningly vague.	Nil	Nil	Moderate	12
Timeholes	Ben Mallaby	In the year 2015 time travel has been invented, and like all new technologies it is abused by everyone.	Slight	Nil	Nil	PG

Title	Director	Synopsis	Offensive Language	Sexual Content	Violence	Rating
ZOMINIC	Michelle Fox	A short dark comedy about parental martyrdom that features a baby with a monstrous appetite for life.	Nil	Nil	Slight	12

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# Unclassified Visuals

## FILM SYNOPSES: LEEDS FESTIVAL

KEY: **SUGGESTED CLASSIFICATION** **TITLE**  
**OF FILM**

### UNCLASSIFIED VISUALS

#### U

##### **DVD1**      **Jack and Dean**

Time: 0.52

(U) Very brief non-sexual nudity. Suitable for all.

This is a montage introduction video featuring very brief clips from a range of short comedy videos, including men comparing their jumpers and a man in a home made tree costume.

#### G

##### **DVD 2**      **Propaganda Visuals**

The films on DVD"-comprise the visuals for Propaganda's DJs set, and therefore we are suggesting a (PG) classification overall as that is the suggested classification of the highest rated video.

##### **Propaganda Visuals**

Time: 1.33

(U) Suitable for all

Cartoon visuals of the Propaganda logo and a range of dancing animals.

##### **Frank Turner – Recovery**

Time: 3.37

(U) Suitable for all

Performance music video. The visual is largely of a man playing his guitar and singing the song, interspersed with split screen sections that show individual words from the lyrics, and sometimes swap sections of the man's face and body for those of a woman.

##### **Bastille – Pompeii**

Time: 3.33

(PG) Repeated images of people with entirely black eyes may be scary to the very youngest viewers. Brief images of a couple kissing. No violence is shown on screen, and there is a brief image of a man with a scabbed face that implies violence. There is no instructional detail when the lead steals a car.

This narrative music video focuses on a man (played by Bastille frontman Dan Smith) who is running through various areas of Los Angeles in an allegory of the eruption of Mount Vesuvius in Pompeii. He keeps encountering people whose entire eyes have turned black and flees in a stolen car to the desert, where he soon becomes a black-eyed person as well.

##### **Two Door Cinema Club- What You Know**

Time: 3.07

(PG) Brief non sexual nudity when two women are shown in the bath. They are covered up by bath bubbles and the tone is silly rather than sexual.

Performance music video in which the band play their instruments and a group of dancers perform a musical style dance routine.

##### **Vaccines-If You Wanna**

Time: 2.52

(U) Visuals are solely comprised of the band playing their instruments and singing and are suitable for all.

Performance music video of the band playing this song in front of a brightly lit background.

**DVD 3      Rubberbandits**

The following films will all comprise part of the same set. The set will have an overall classification of (15) as that is the highest rated film.

*Shift Girls*

Time: 4.15

(15) Includes comic sexually suggestive behaviour, including a clothed man repeatedly gesturing at his \*\*\*\* while women in their underwear dance around him. A group of people are shown to be passed out and negatively affected from consumption of alcohol. All in a comedy context.

Comedy music video for a song about maintaining a clean bill of sexual health through abstaining from sexual activity other than kissing.

*Bovzone*

Time: 3 mins 42 seconds

(12A) Includes nonsexual nudity from the waist up only. The lyrics imply drug use and a man briefly appears to take drugs. There are children's fake guns used, when a puppet shoots another puppet and the latter appears to die, followed by a man pointing a fake gun at the camera. The guns are clearly props.

Spooof music video in a classic boyband style, with all the band members being puppets instead of men.

*Spoiling Ivan*

Time: 4 mins 59 seconds

(PG) The masks worn by the Rubberbandits may be scary to the youngest viewers.

Comedy music video about meeting a boy in a park and indulging his wishes, allowing him to do all the things a child most wants to go (including getting a snake for Christmas and rollerblading around and eating lots of sweets), before losing touch with him. The singer then meets the boy when he has grown up and befriends him.

*Hey Mister* Time: 3 mins 23 seconds

(12A) Mild language that could cause offence (hobo)

Comedy music video questioning whether someone is a hipster or a 'hobo' because the similarities between a hipster and a homeless person are so striking.

\*\*\*\* *Hawk* [http://www.youtube.com/watch?v=OFdK\\_TBrBGs](http://www.youtube.com/watch?v=OFdK_TBrBGs)

Time: 4 mins 32 seconds

(15) Some use of mild bad language and offensive language (ie. One use of '\*\*\*\*' and many uses of (\*\*\*\*) plus one use of the 'c-word'. The moral underlying message of the story is a classic 'treat others as you would wish to be treated' message, and discriminatory behaviour is clearly shown to be bad.

Comedy music video in which a man pitches his children's pop-up picture book, '\*\*\*\* Hawk' to a publisher. His telling of the story to the publisher comprises most of the video. '\*\*\*\* Hawk' is a classic story of a hawk who is ostracised for his physical disability but gets rewarded for his good humour throughout his suffering when he is able to escape his cage.

*Dad's Best Friend* <http://www.youtube.com/watch?v=iYgPznBrjiA>

Time: 3 mins 32 seconds

(15) There are some very brief images that imply self-inflicted violence as it looks like a man is going to asphyxiate himself. Sexual activity is implied but not pictured, when the lyrics talk about a man 'choosing a hooker' and a man is seen with two women. The style of the song is aggressive during the chorus, and some strong language (eg. use of '\*\*\*\*'). Two references to drug taking ('doing ketamine up in the Netherlands') without instructional detail.

Comedy music video about 'Dad's Best Friend', a man who projects an image of respectability and a jovial nature, while in actual fact having a deeply troubled personal life.

*Horse Outside* <http://www.youtube.com/watch?v=ljPFZrRD3J8>

Time: 3 mins 50 seconds

(15) Frequent use of strong language (ie. '\*\*\*\*'), and some sexual innuendo without strong detail (eg. 'ride me like a horse')

Comedy music video in which a groomsman at a working class wedding woos a bridesmaid by disparaging the cars owned by her other suitors and touting the merits of his mode of transportation- a horse. The song is a comment on a depressed area and the prejudice towards that area, as well the perceived social value of expensive status symbols.

#### DVD 4 Rebel Bingo

The power point file on DVD 3 comprises the full visuals for Rebel Bingo's Set. Open up the file in Powerpoint and view the slideshow to watch the full set.

(15) People are shown to be enjoying themselves while drinking alcohol. Two instances of moderate and strong language appearing on screen (ie. '\*\*\*\*' and '\*\*\*\*'). There are very brief (1 second) still images of violence in a war situation, without any gore.

The visuals are for a complete Rebel Bingo show, and as such include their show reel of people enjoying previous events, visual clues for a round on film hugs and visual cues such as instructions on filling a bingo card and flashing signals for winners and losers.

#### DVD 5 Adam Buxton's BUG

The following music videos all comprise one set. The set will have an overall classification of (15) as that is the highest rated film. When you insert the DVD you will be taken to a menu page – click the thumbnail to view the first film. After each film you will be returned to the menu to click the next one.

The Bird and Bee – Again and Again

Time: 2.53

(U) Suitable for all.

Music video created from a computer screen

zZz-Grip

Time: 4.14

(U) Suitable for all.

This video is shot from above and trampolining gymnasts simulate moving elements on a computer screen

RED FANG-Historic Dog

Time: 5.33

(15) The band in this video are shown drinking fast.

Performance and narrative music video- band's exploits involving medieval costume and knee deep in beer cans.

LADY SCRAPER-Bad Ketchup

Time: 0.54

(U) Suitable for all

Lego style characters playing instruments.

Tiga-Shoes

Time: 3.59

(12A) There is some innuendo in the whole treatment as it seems to suggest fetishistic behaviour to an adult, but there are no explicit sexual lyrics or imagery.

A man asks a woman if he can do many things for her, such as comb her hair, or pain her nails.

N.A.S.A-Gifted

Time: 3.49

(PG) The hand drawn cartoon style means there is no detail or gore when the astronaut dies in a fire.

An astronaut goes on a fantastical journey through space, and appears to die at one point.

### **Re;x the dog- Bubblicious**

Time: 3.20

(U) Suitable for all

Paper figures tell the story of an evening at a disco, with other office supplies forming the background.

### **Wiley – Cash in my pocket**

Time: 3.32

(U) Suitable for all

Overworked office workers mime to the track, which is about the desire for money.

### **Radiohead – Weird Fishes / Arpeggi**

Time: 5.51

(PO) Some puppets that may be disturbing to the youngest viewers, as they look like deformed and demonic humans.

Puppets in the woods, pushing around strange versions of recognisable living things – a human head on an octopus and an angel with tentacles bursting from her stomach.

### **Weezer- Pork and Beans**

Time: 3.21

(PO) Some imitable behaviour that could be dangerous, such as mentos experiments and gymnastic / fighting stunts, but without any instructional detail.

Uses popular internet memes such as diet coke and mentos experiments, as well as stars of viral videos such as Crying Britney Guy and Miss South Caroline to create a music video that combines every youtube trend.

### **MUSICB AH HA- Take On Me Literal Version**

Time: 3.47

(PO) There is some threatened violence in the cartoon sequence, that someone may beat someone else with a pipe wrench, and this threat is never realised.

The original video imagery for Take On Me is overlaid with adapted lyrics that talk about the video visuals themselves.

### **Western Spaghetti**

Time: 1.42

(U) Suitable for all

Stopmotion video in which cookery is simulated with a range of objects that are not food.

### **Largo Al Factotum – Barber of Seville**

Time: 4.31

(PO) Brief threat as a man fights a creature made of the hair he has swept from the barber shop he works. The monster is clearly a prop and at the end of the film it is shown simply to be a man who needs a haircut, creating a reassuring feeling.

Music video to the famous aria from the opera, Barber of Seville, in the style of an old silent black and white film.

### **Spoon- Don't make me a target**

Time: 4.13

(PG) In the final shot of the video one man mouths the word '\*\*\*\*\*' and makes the relevant hand gesture. The reference is unlikely to be understood by this age group.

This music video is a pun on the lyric 'don't make me a target, as the protagonist asks another man to stop providing him with targets-cut out of paper, dartboards etc.