

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 3 March 2014

Subject: Certification of Film - For Hyde Park Picture House

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name of Ward: Hyde Park & Woodhouse		
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 a film to be shown Hyde Park Picture House Brudenell Road Leeds 6.

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 applications 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 the Hyde Park Picture House general Manager to have a film certified by the Licensing Sub Committee.

3.2 Details of the film which requires certification including a brief synopsis and a recommended category in line with the BBFC classifications is attached at **Appendix A** for Members information.

3.3 The Hyde Park Picture House general Manager will attend the meeting should the Member's require any further information.

3.4 The Hyde Park Picture House has the benefit of a Premises licence with the provision of films.

4.0 History

4.1 The Hyde Park Picture House periodically applies for certification of films which are absent of a BBFC certification.

5.0 Implications for council policy and governance

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

6.0 Legal and resource implications

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

7.0 Recommendations

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

- 7.2 Members may take the decision to view the films prior to the issue of a certificate

8.0 Options available to Members

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

Appendix A

Bastardo

Proposed date - Thursday 27th March – 8.45pm

Dir: Néjib Belkadhi

Country: QA/FR, 2013

Duration: 106mins

Cert: tbc.

Starring:

Chedly Arfaoui, Lasaad Ben Abdallah, Abdel Moneem Chouayat

Arabic with English subtitles

This is the story of Mohsen aka Bastardo, a man with no origins or history, who's always been excluded and rejected by the inhabitants of his poor neighbourhood.

After having been fired from his job, Mohsen, thanks to his friend Khelifa, has a GSM relay installed on his roof for a substantial monthly income. This aerial enables the neighbourhood inhabitants to finally enjoy mobile telephony and the modernity of which they'd been deprived until then. However Mohsen's sudden position of power throw's the community, and Mohsen himself, into a sort of disarray.

This screening will be introduced by local musician, Paul Marshall (aka Lone Wolf) who wrote the film's score.

Advised Certificate: 15

Because: The film contains some swearing, moderate violence (nothing graphic) and moderate sex scenes (nothing graphic).