

AGENDA ITEM NO.

DUDLEY METROPOLITAN BOROUGH

LICENSING AND SAFETY

DIRECTOR OF LAW AND PROPERTY

EXEMPTION OF CERTIFICATION FOR EXHIBITION OF FILES

1.0 PURPOSE

- 1.1 To consider the application made by Mr Tony Hailstone for an exemption of certification for exhibition of films in respect of a proposed 48-hour movie challenge at the UCI Cinema, Merry Hill, Brierley Hill.

2.0 BACKGROUND

- 2.1 On the 20th April 2005, an application was received from Mr Tony Hailstone for the exemption of certification for exhibition of films in respect of a proposed 48 hour movie challenge.
- 2.2 Mr Hailstone sent an explanatory e-mail to the Licensing Officer on the 20th April 2005 setting out in detail how he proposed the movie challenge would operate. A copy of this e-mail is attached to this report as Appendix 1.

3.0 PROPOSAL

- 3.1 That the Committee consider the application.

4.0 FINANCE

- 4.1. There are no financial implications.

5.0. LAW

- 5.1. The law relating to the Licensing of Cinematograph is governed by the Cinemas Act 1985.
- 5.2. No film shall be exhibited unless -

- (a) It has received a "U", "PG" (A), "15" (AA) or "18" (X) certificate of the British Board of Film Censors; or
- (b) It is a current newsreel which has not been submitted to the British Board of Film Censors; or
- (c) It has received a "RESTRICTED (18)" Certificate of the British Board of Film Censors and the conditions specified are being complied with.

5.3. Notwithstanding the conditions contained in the cinemas licence, 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 the conditions of such permission are complied with.

6.0. EQUAL OPPORTUNITIES

6.1. This report complies with the Council's policy on equal opportunities.

7.0. RECOMMENDATION

7.1. That the Committee determine this application.

8.0 BACKGROUND PAPERS

8.1. Letter / e-mail application.

John Poyles

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DIRECTOR OF LAW AND PROPERTY

Contact Officer: J Elliott - Ext 5377