

No. S142, Tuesday 13 July 1993


PUBLICATIONS CONTROL ACT 1989

DETERMINATION OF AN ELIGIBLE FILM

I, MICHAEL LAVARCH, Attorney-General of the Commonwealth, pursuant to section 17F of the *Publications Control Act 1989* ("the Act") of the Australian Capital Territory, DETERMINE that a film that complies with the following conditions is an 'eligible film' for the purposes of the Act.

This determination takes effect from the date of gazettal.

Dated this 28th day of June 1993.



Michael Lavarch
Attorney-General

Conditions that Determine an Eligible Film

(Being a Film Suitable for a Certificate of Exemption For Advertising Prior to Classification)

1. The film must be one that it is reasonable to expect will be classified 'G', 'PG', 'M' or 'MA' by the Film Censorship Board, or on review, by the Review Board.
2. The film must not contain frequent or intense depictions of sex, violence, drug-taking or use of obscene language.
3. The film must deal only in a discreet or subtle manner with elements such as sexual concepts, violence, drugs and assaultive use of coarse language.
4. A synopsis of the film, details of the major cast and credit lists, available foreign advertising material, reviews or media comment (both foreign and Australian) must be submitted to the Film Censorship Board with an application for exemption in relation to the film.
5. Details of any foreign classification and markings for the film must be submitted to the Film Censorship Board.
6. All of the available advertising material (including the trailer and printed posters) proposed for release in Australia in connection with an eligible film must be submitted to the Film Censorship Board prior to any publication for advertising purposes in Australia.
7. The number of eligible films shall not exceed a total of 30 in any calendar year.
8. The annual quota of eligible films for distribution groups shall be:

<i>Distribution Group</i>	<i>Number of Eligible Films Per Calendar Year</i>
Fox Columbia/Tri-Star/Orion/Hoyts	8
Roadshow/Greater Union/Warner	8
United International Pictures	8
Independents/Reserve	6

9. At 30 September of each year, any unused part of the annual quota allocated to a distribution group may be made available to any other distribution group in strict order of application.
10. An eligible film derived from the quota applicable in a calendar year period and that remains unclassified at the end of the calendar year, is additional to the quota in the next or subsequent year's annual quota.
11. All advertising material (including trailer and printed poster) published in connection with an eligible film must carry the following message in a legible form; (for a trailer the words must be displayed for no less than 10 seconds):



Office of Film and Literature Classification

THIS FILM IS YET TO BE CLASSIFIED

12. When an eligible film is classified, the required message displayed under condition 11 must be withdrawn; for trailers, the withdrawal may be at the weekly changeover following receipt of the notification of classification; for printed matter, within 48 hours of the notification of classification.

13. A trailer for an eligible film, in respect of which it is reasonable to expect that the film will be classified 'M', shall not be made available by a distributor of an eligible film for exhibition at a screening of a film classified as 'G' or 'PG'.

14. A trailer for an eligible film, in respect of which it is reasonable to expect that the film will be classified 'MA', shall not be made available by a distributor of an eligible film for exhibition at a screening of a film classified as 'G', 'PG', or 'M'.

15. A notice or advice of revocation of a certificate of exemption, issued under the authority of the Film Censorship Board pursuant to section 17G of the *Publications Control Act 1989*, shall be complied with forthwith on receipt of that notice or advice.