

SAMOA

FILM CONTROL REGULATIONS 2010

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PURSUANT to section 30 of the Film Control Act 1978, **I, TUI ATUA TUPUA TAMASESE EFI**, Head of State of the Independent State of Samoa, acting on the advice of Cabinet hereby **MAKE** the following Regulations:

DATED at Apia this 21st day of May 2010.

signed: (Tui Atua Tupua Tamasese Efi)

HEAD OF STATE

REGULATIONS

1. Short title and commencement-(1) These Regulations may be cited as the Film Control Regulations 2010.

(2) These Regulations commence on the date they are made by the Head of State.

2. Interpretation – In these Regulations:
“Act” means the Film Control Act 1978.

3. Application for a licence – An application for a licence shall be made:

- (a) for an exhibitor’s licence – in Form 1 in Schedule 1; and
- (b) for a lender’s licence – in Form 2 in Schedule 1.

4. Form of a licence – A licence granted under Part III of the Act shall be:

- (a) for an exhibitor’s licence – in Form 3 in Schedule 1; and
- (b) for a lender’s licence – in Form 4 in Schedule 1.

5. Application for approval of films – An application for the approval of a film by the Principal Censor shall be in Form 5 in Schedule 1.

6. Principal Censor’s certificate – A certificate of approval or refusal of a film by the Principal Censor shall be in Form 6 in Schedule 1.

7. Certificate of exemption – A certificate of exemption of films shall be in Form 7 in Schedule 1.

8. Notice of appeal – A notice of appeal against a decision of the Principal Censor shall be made in Form 8 in Schedule 1.

9. Approval or refusal of advertisements – A refusal or approval by the Principal Censor of an advertisement or part of an advertisement shall be in Form 9 in Schedule 1.

10. Dimensions of notice - The notice of certificate under section 21 of the Act shall be not less than 13 inches in height and not less than 8 inches in width.

11. Classification of films - A film classified by the Principal Censor in accordance with section 19(1) of the Act may be displayed or announced whenever required by the Act by using the following capital letters which shall have the following meanings:

- (a) "G" shall mean that a film is approved for general exhibition; and
- (b) "R" shall mean that a film is approved for exhibition to a specified class or description of persons only, being persons of or over the age of five (5) years, or for specified purposes only, or on one or more specified occasions only.

12. Films in a programme – When more than one film is exhibited in a programme of films, a film shown during such programme shall be deemed to be classified in the category of the most restricted film in the programme, and no person shall be admitted to the programme or any part of the programme unless he or she may lawfully attend the exhibition of the most restricted film in the programme.

13. Repeal – The Film Control Regulations 1979 are repealed.

SCHEDULE 1

FORM 1

subregulation 3(a):

APPLICATION FOR EXHIBITOR'S LICENCE

1. Type of licence applied for (tick type required):

(a) General (valid until end of year of issue)
New Renewal

(b) Special (valid up to 7 days)
From
to

2. Name of person or firm applying for a licence:

Name of premises to be licensed (as advertised):
.....

Full address of premises to be licensed:
.....
.....

3. Times requested for exhibition of films:

.....
.....

4. Construction of premises:

- (i) What is the main material of the exterior walls?
(eg: wood, concrete blocks, corrugated metal)
- (ii) Seating capacity:
- (iii) Number and type of fire appliances:
.....

5. Details of lavatories:

- (i) Men's toilets:
- (ii) Men's urinals:
- (iii) Ladies' toilets:

6. Projectors:

Make of projector:.....

Film size:.....

Name of applicant:

Signature of applicant:

Date:.....

FORM 2

subregulation 3(b)

APPLICATION FOR LENDER'S LICENCE

1. Type of licence applied for (tick type required):

(a) General (valid until end of year of issue)
New Renewal

(b) Special (valid up to 7 days)
From
to

2. Name of person or firm applying for a licence:

.....

3 Name (as advertised) of premises to be licensed:

.....

4. Full address of premises to be licensed:

.....

5. Trading days and hours:

.....

Name of applicant:

Signature of applicant:

Date:

OFFICE USE ONLY

(a) Date application received:.....

(b) Fee paid: Receipt no:

(c) Date submitted to Board:.....

(d) Board decision:.....

FORM 3

subregulation 4(a)

EXHIBITOR'S LICENCE

Subject to the conditions described below, licence is hereby granted to:.....

to exhibit films at the following premises:

(a) Name of premises:

(b) Full address of premises:

and at the following times:

Unless earlier revoked, this licence is valid until the period ending 31 December

PRINCIPAL CENSOR

Condition of approval:

The exhibitor shall comply with the requirements of the Film Control Act 1978 and any other law in force and applicable to the exhibition of films.

FORM 4

regulation 4(b):

LENDER'S LICENCE

Subject to the conditions described below, licence is hereby granted to:
.....

to lend films to the public at the following premises:

(c) Name of premises:

(d) Full address of premises:

Unless earlier revoked, this licence is valid until the period ending
31 December

PRINCIPAL CENSOR

Condition of approval:

The exhibitor shall comply with the requirements of the Film Control Act
1978 and any other law in force and applicable to the exhibition of films.

FORM 5

regulation 5:

APPLICATION FOR APROVAL OF FILMS						
Applicant:						
Received by:.....						
Checked by:						
Date:						

	Title of Film	No. of reels	No. of DVDs	No. of tapes	Rating	Serial no. of stickers
1						
2						

FOR OFFICE ONLY	
	Cost (ST)
New titles:
Copies:
Reels:
Total: Date paid.....

FORM 6

regulation 6:

PRINCIPAL CENSOR’S CERTIFICATE

(Valid for 2 years from the date of issue)

*A: Subject to any alterations and excision specified separately, the following film(s) has(ve) been approved for *exhibition/*lending at the following classifications:

Film(s)	Classification	Registration no.	Film size

*B: The film entitled:

has been refused *exhibition/*lending.

Date:.....

.....

PRINCIPAL CENSOR

APPEALS

Appeals against the Principal Censor’s decision must be made on Form 6 and lodged with the Secretary, Film Control Board within 21 days of this notification of the Principal Censor’s decision.

*Delete as necessary

FORM 7

regulation 7:

<p>CERTIFICATE OF EXEMPTION</p> <p>The following film(s) or class(es) of film has/have been exempted from Part IV of the Film Control Act 1978 and may be exhibited without a certificate of approval from the Principal Censor.</p> <p>Date:</p> <p style="text-align: center;">Chairperson/Secretary <u>FILM CONTROL BOARD</u></p>
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FORM 8

regulation 8:

<p>NOTICE OF APPEAL</p> <p>To: The Secretary Film Control Board APIA</p> <p>Take notice that I,hereby appeal against the decision of the Principal Censor in respect of the film</p> <p>I enclose -</p> <p>(a) The certificate issued by the Principal Censor</p> <p>(b) The prescribed fee of \$20.00</p> <p>Date: Signature:.....</p> <hr/> <p>This appeal must be lodged within 21 days of the notification of the Principal Censor's decision.</p>

FORM 9

regulation 9:

**FORM OF STAMPS FOR APPROVAL
OR REJECTION OF ADVERTISEMENTS****Stamp 1**

<p style="text-align: center;">APPROVED</p> <p>Date:</p> <p style="text-align: center;">Principal Censor APIA</p>

Stamp 2

<p style="text-align: center;">DECLINED</p> <p>Date:</p> <p style="text-align: center;">Principal Censor APIA</p>

**Issued under the authority of the Regulations Ordinance 1953.
Date of Commencement: 21st May 2010
These Regulations are administered by the Ministry of Justice and
Courts Administration.**

**Copies of these Regulations can be purchased from
the Office of the Clerk of the Legislative Assembly.**

**Printed by the Clerk of the Legislative Assembly,
by authority of the Legislative Assembly.**