

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Monday, 19 November 2018

Use of Urgency Provision of Standing Orders to Allow Variation of Licensing Conditions – Cinemas Act 1985 — Scottish Independent Film Festival

Item number	B4.2
Report number	
Executive/routine	
Wards	
Council Commitments	11 City Centre

Executive summary

The Committee is asked to note that an application to screen uncertificated films at an Edinburgh cinema as part of the Scottish International Film Festival on 26 October 2018 was received by the Licensing Service on 22 October 2018.

The application was dealt with by the relevant Executive Director after consultation with the convenor using the urgency provision within Standing Orders.

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1. Recommendations

- 1.1 The Committee is asked to note that permission was granted to allow specific uncertificated films, from the list of titles circulated, to be shown on 26 October 2018 at Cineworld, Dundee Street, Edinburgh, using the urgency provision of standing orders after consultation with the Convener.

2. Background

- 2.1 Condition 2 of the Council's standard conditions, which applies to all cinema licences, states that only films with certificates from the British Board of Film Classification (BBFC) may be exhibited.
- 2.2 However, condition 3 of the cinema licence conditions allows the exhibition of any film, if the Council's permission is first obtained.
- 2.3 The Committee has given approval for certain venues to show uncertificated films in previous year, most commonly during the film festivals.

3. Main report

- 3.1 On 22 October 2018 the council received notice that it was intended to hold the Scottish Independent Film Festival at Cineworld, Dundee Street, Edinburgh on 26 October 2018.
- 3.2 Normally this matter would be reported to Committee for consideration and decision. Due to timescales, on this occasion the showing of uncertificated films was permitted by the Executive Director of Place using urgency provisions within Standing Orders, after consultation with the Convener.
- 3.3 Standing Orders permit Directors to make urgent decisions provided the relevant Convener is consulted. Any such decision is required to be reported thereafter to Committee.

4. Measures of success

4.1 Not applicable

5. Financial impact

5.1 There are no financial implications arising from this report

6. Risk, policy, compliance and governance impact

6.1 The Council's Standing Orders and Scheme of Delegation were used to resolve this issue.

7. Equalities impact

7.1 There is no equalities impact arising from the contents of this report.

8. Sustainability impact

8.1 There is no environmental impact arising from the contents of this report.

9. Consultation and engagement

9.1 The Convener was consulted prior to the use of emergency powers, as required by Standing Orders.

10. Background reading / external references

10.1 None

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11. Appendices
