

Licensing Sub-Committee of the Regulatory Committee

2.00pm, Monday, 23 August 2021

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh Spanish Film Festival 2021

Item number

Report number

Executive/routine

Wards

Citywide

Council Commitments

N/A

Executive Summary

The Council has received a request for authorisation to screen uncertificated films during the Edinburgh Spanish Film Festival 2021.

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh Spanish Film Festival 2021

1. Recommendations

- 1.1 It is recommended that the Committee:
 - 1.1.1 notes this report; and
 - 1.1.2 grants permission to allow specific uncertificated films, from the list of titles circulated, to be shown as part of the event in October 2021 at the venues listed in Appendix 1.

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 previously given approval for organised film festival events to show uncertificated films.

3. Main report

- 3.1 In May 2021 the Council received notice from the Edinburgh Spanish Film Festival regarding films due to be screened during the 2021 event.
- 3.2 Typically most of these films are yet to be released and therefore have still to be classified by the BBFC. Therefore, as required by the Council's Standard Conditions of Licence, the organisers are seeking permission on behalf of the cinemas for the films within the programme to be shown. The committee has previously agreed to similar variations.
- 3.3 Committee members should note that any permitted variation would relate only to the films specified on the list circulated to members, and any films not so specified would be required to adhere to the Council's Standard Conditions of Licence.
- 3.4 This permission will apply, as appropriate, to the licensed premises listed in Appendix 1.

4. Measures of success

4.1 The Council discharges its licensing functions appropriately.

5. Financial impact

5.1 There are no financial implications arising from this report.

6. Risk, policy, compliance and governance impact

6.1 This accords with statutory provisions and is consistent with standard conditions for cinema licences.

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 None.

10. Background reading/external references

10.1 [City of Edinburgh Council Licensing Conditions – Cinema Licensing](#)

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11. Appendices

11.1 Appendix 1 - list of affected licensed premises.

Appendix 1

- Filmhouse, 88 Lothian Road
- Odeon, 118 Lothian Road