



## NORTHERN TERRITORY OF AUSTRALIA

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No. 8 of 1985

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### AN ACT

To amend the *Film Classification Act*

[Assented to 1 April 1985]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Film Classification Amendment Act 1985*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. PRINCIPAL ACT

The *Film Classification Act* is in this Act referred to as the Principal Act.

4. CLASSIFICATION OF FILMS

Section 5 of the Principal Act is amended -

(a) by omitting from sub-section (1)(b) "'Not recommended for children'" and substituting "'Parental guidance'"; and

(b) by omitting paragraph (b) of sub-section (1A) and substituting the following:

"(b) the classification 'Parental guidance' means that the film to which it is assigned is recommended as not being suitable for exhibition to children who are under 12 years of age except under parental guidance;"

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5. PRESCRIBED SYMBOLS

Section 9(b) of the Principal Act is amended by omitting "'Not recommended for children' - the letters 'NRC'" and substituting "'Parental guidance - the letters 'PG'".

6. NEW SECTIONS

The Principal Act is amended by adding at the end the following:

"11. FEES PAYABLE FOR CLASSIFICATION, &c.

"(1) Subject to sub-section (2), a person who submits a film for classification shall pay in respect of that submission the prescribed fee to the prescribed person.

"(2) The Regulations may prescribe a person, or a person belonging to a class of persons, exempted from paying the prescribed fee referred to in sub-section (1).

"(3) A person who makes an application under regulation 39(1) of the Customs (Cinematograph Films) Regulations made under the *Customs Act 1901* of the Commonwealth to the Board of Review within the meaning of those Regulations to review a decision of the Board within the meaning of those Regulations shall pay in respect of that application the prescribed fee to the prescribed person.

"12. REGULATIONS

"(1) The Administrator may make regulations, not inconsistent with this Act, prescribing matters -

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.

"(2) Without limiting the generality of sub-section (1), the Regulations may -

- (a) prescribe requirements for and in relation to the publication and contents of advertising matter referred to in section 5(3), including, in relation to printed advertising matter -
  - (i) the dimensions of a statement or symbol required by that section to be contained in that advertising matter; and
  - (ii) what constitutes clear visibility for the purposes of that section; and

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- (b) prescribe penalties not exceeding \$100 for offences against the Regulations."

7. FURTHER AMENDMENTS

The Principal Act is further amended as set out in the Schedule.

SCHEDULE

Section 7

AMENDMENTS

Provision	Amendment	
	omit	substitute
Section 3		
- definition of "advertising matter"	"trailer"	"a trailer"
- definition of "classification"	"Customs (Cinematograph Films) Regulations"	"Customs (Cinematograph Films) Regulations made under the <i>Customs Act 1901</i> of the Commonwealth"
- definition of "film"	"cinematograph;"	"cinematograph."
Section 6	"100 dollars"	"\$600"
Section 7	"sub-section (3) of section 5"	"section 5(3)"
	"100 dollars"	"\$600"
Section 8(2)	"50 dollars"	"\$600"
Section 9(d)	"letter 'R'"	"the letter 'R'"
Long title and sections 1, 2, 3, 5(1), (1A), 6, 7, 8(1), (2) and 10	"Ordinance" (wherever occurring)	"Act"

