

Films (Classification and Licensing) Regulations 2019

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No. S 341

FILMS ACT (CHAPTER 107)

FILMS (CLASSIFICATION AND LICENSING) REGULATIONS 2019

In exercise of the powers conferred by section 41 of the Films Act, the Minister for Communications and Information makes the following Regulations:

PART 1

PRELIMINARY

Citation and commencement

1. These Regulations are the Films (Classification and Licensing) Regulations 2019 and come into operation on 29 April 2019.

Definitions

2. In these Regulations, unless the context otherwise requires —

“advisory service” means a service by the Authority of assessing whether a film (other than a video game) is an exempt film within the meaning given by the Films (Classification — Exempt Films Other than Video Games) Notification 2019 (G.N. No. S 338/2019);

“alternative classification marking” has the meaning given by the Films (Classification Ratings) Order 2021 (G.N. No. S 421/2021);

[S 419/2021 wef 01/07/2021]

“class licensee” means a person to whom a class licence determined under an order made under section 10A of the Act applies, but does not include a person

for the time the application of that class licence is suspended or disappplied under the Act;

[S 419/2021 wef 01/07/2021]

“classifiable element”, for a film that is a video game, means any of the following:

- (a) depiction of, or dialogue or commentary about, violence (whether or not against a human being);
- (b) nudity;
- (c) depiction of, or dialogue or commentary about, sexual activity or sexual behaviour (whether or not involving a human being);
- (d) coarse language in dialogue or commentary;
- (e) depiction of, or dialogue or commentary about, drug or psychoactive substance abuse or other unlawful conduct;
- (f) depiction of, or dialogue or commentary about, racial, religious or political matters;
- (g) depiction of, or dialogue or commentary about, abhorrent phenomena, whether natural or pertaining to the supernatural;

“classification label”, for a classified film, means a classification label made available under section 18 of the Act, and showing —

- (a) for a classified film distributed by a class licensee for lending in accordance with the Films (Class Licence for Lending by Libraries and Educational Institutions) Order 2019, the alternative classification marking corresponding to the classification rating assigned to that film under the Act; or

[S 419/2021 wef 01/07/2021]

- (b) for any other case, the classification marking corresponding to the classification rating assigned to that film under the Act;

“classification marking” has the meaning given by the Films (Classification Ratings) Order 2021 but does not include an alternative classification marking;

[S 419/2021 wef 01/07/2021]

“commentary”, for a film which is wholly or partly in a language other than an official language, includes any subtitles and any captioning, whether closed or open, in any official language;

“consumer advice”, for a classified film, means the consumer advice (if any) included in the classification certificate issued in respect of the classified film

under section 18(3)(b) of the Act;

“container”, for a film, includes a wrapping, casing, box or other thing in or with which the film is enclosed for the purpose of retail distribution and presentation to a consumer;

“distribution outlet” means a place in Singapore at which films are being distributed;

[Deleted by S 419/2021 wef 01/07/2021]

“licensee” excludes a person to whom a class licence determined under an order made under section 10A of the Act applies;

[S 419/2021 wef 01/07/2021]

“official language” means Malay, Mandarin, Tamil or English;

“priority processing”, in relation to an application to classify or re-classify a film, means an application to complete classification or re-classification of the film within the following period:

- (a) in the case of a film intended for public exhibition, within 5 working days after the application is made;
- (b) in the case of a film intended for distribution —
 - (i) within 5 working days after the application is made, if the length of the film (before classification or re-classification) is 200 minutes or shorter; or
 - (ii) within 10 working days after the application is made, if the length of the film (before classification or re-classification) is longer than 200 minutes;
- (c) in the case of a film which is a video game, 5 working days after the application is made;

“psychoactive substance” means any opioid, cannabinoid, sedative, hypnotic, cocaine, other psychostimulant, hallucinogen or volatile solvent, but does not include alcohol, coffee and tobacco;

“public exhibition point” means any place in Singapore where films are being or are to be publicly exhibited, and includes a cinema multiplex with one or more exhibition halls;

“storage device” means a device on which a film, or an advertisement for a film, is recorded or stored, such as a video tape, disc, cartridge or memory stick;

“temporary distribution outlet” means a place at which films are being or are to be distributed for a continuous period no longer than 30 days;

“temporary public exhibition point” means a place at which films are being or are to be publicly exhibited for a continuous period no longer than 30 days;

“working day” does not include any Saturday, Sunday and public holiday.

PART 2

LICENSEES

[S 419/2021 wef 01/07/2021]

Security deposit required

3. For the purposes of section 8(1) of the Act, the Authority may, upon granting a licence mentioned in section 6(1)(c) of the Act, require the licensee granted the licence to give a security, in the form of a cash deposit or bank guarantee, of an amount not exceeding —

- (a) \$10,000, for a licence to publicly exhibit one or more films in the course of business at a temporary public exhibition point; or
- (b) \$30,000, in any other case.

[S 419/2021 wef 01/07/2021]

4. *[Deleted by S 419/2021 wef 01/07/2021]*

PART 3

CLASSIFICATION OF FILMS

Application for classification of film, etc.

5.—(1) For the purposes of section 14(1)(b)(i) of the Act, an application for classification or re-classification of a film must be accompanied by the relevant application fee specified in the Schedule.

(2) For the purposes of section 14(1)(b)(ii) of the Act, an application for classification or re-classification of a film which is not a video game must be accompanied by —

- (a) a copy of the film that is complete and adequate to allow a proper consideration of the application; and
- (b) a document in English setting out —