EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order specifies the exceptions, adaptations and modifications to which the Children Act, 1948, is to be subject in its application to the Isles of Scilly. In particular, the Act will apply as if the council of the Isles were a local authority for the purposes of the Act and of the other enactments mentioned in section 38 as amended by the Children Act, 1958 (Article 2). The requirement of the Act that a local authority shall, except in special circumstances provided for in section 40 of the Act, appoint a children's committee to which their functions under certain enactments relating to children stand automatically referred will not apply to the council: instead, it is provided that they may delegate their functions to a committee established by them under the National Assistance Act, 1948 (Article 3).

CINEMATOGRAPHS AND CINEMATOGRAPH FILMS

BRITISH FILMS (FINANCE)

1959 No. 725

The Cinematograph Films (Distribution of Levy) (Amendment No. 2) Regulations, 1959

Laid before Parliament in draft

Made - - - - 17*th April*, 1959

Coming into Operation 27*th April*, 1959

The Board of Trade in pursuance of the powers conferred upon them by section 3 of the Cinematograph Films Act, 1957(a), and after consultation with the Cinematograph Films Council, hereby make the following Regulations:—

1. The Cinematograph Films (Distribution of Levy) Regulations, 1957(b), as amended(c), shall have effect subject to the following amendments:—

(1) in Regulation 6 for paragraphs (1) and (2) there shall be substituted the following:—

"(1) Subject to the following provisions of this Regulation, the earnings during any distribution period of an eligible film shall be—

(*a*) in the case of a high cost film, the total amount due during that distribution period from exhibitors to renters of that film under contracts for the hire of the film for exhibition to the public in programmes at theatres in respect of which the exhibitors are licensed;

(*b*) in the case of a low cost film, twice such total amount;

(*c*) in the case of a short film, two and a half times such total amount:

(a) 5 & 6 Eliz. 2. c. 21. (b) S.I. 1957/1342 (1957 I, p. 347).

(c) S.I. 1958/270 (1958 I, p. 293).

Provided that, in the case of a low cost film, if at any time during a distribution period the aggregate amount due from exhibitors to renters for the hire of the film during that and any previous distribution period equals the amount of the labour costs of the film or £15,000, whichever is the lower, the earnings shall thereafter be the total amount due during the remainder of that and any subsequent distribution period from exhibitors to renters of the film under such contracts.

(2) Where in respect of the exhibition to the public of an eligible film for any period at such a theatre as aforesaid there is no contract for the hire of the film, for the purpose of calculating the earnings of the film in accordance with paragraph (1) of this Regulation, the amount to be included in the total amount mentioned in the said paragraph (1) in respect of that exhibition shall be the amount which the Agency determine would, in their opinion, have been payable for that film under a contract of hire for the exhibition thereof to the public at a comparable theatre for the same period:

Provided that no determination shall be made hereunder in relation to the exhibition of a film if, at any time during the exhibition of that film, the film is, by virtue of subsection (1) of section 3 of the Cinematograph Films Act, 1948(a), to be disregarded for the purpose of subsections (2) and (3) of section 1 of that Act.

For the purposes of these Regulations, any earnings calculated under this paragraph in relation to the exhibition of a film at a theatre shall be taken to be due on the last day of the exhibition of that film at that theatre.";

(2) in paragraph (1) of Regulation 13 for the definition of "eligible film" there shall be substituted the following:—

"'eligible film' means a film which is registered as a British film and as an exhibitors' quota film under Part III of the Cinematograph Films Act, 1938(b), and, in the case of a film so registered after the 31st day of December, 1959, the maker of which was throughout the time the film was being made, a person ordinarily resident in, or a company registered in, and the central management and control of whose business was exercised in, the United Kingdom, other than—

(*a*) a film made by or on behalf of a department of Her Majesty's Government in the United Kingdom or by or on behalf of a Government of any part of Her Majesty's Dominions or of any country which is deemed to be part of Her Majesty's Dominions for the purposes of the Cinematograph Films Act, 1938;

(*b*) a television film;";

(3) in paragraph (1) of Regulation 13 there shall be inserted the following:—

"'high cost film' means a long film which is not a low cost film;

'low cost film' means a long film the labour costs of which do not exceed £20,000;".

2. These Regulations may be cited as the Cinematograph Films (Distribution of Levy) (Amendment No. 2) Regulations, 1959, and shall come into operation on the 27th day of April, 1959.

Dated this 17th day of April, 1959.

John Rodgers,
Parliamentary Secretary to the
Board of Trade.

(a) 11 & 12 Geo. 6. c 23. (b) 1 & 2 Geo. 6. c. 17.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations further amend the Cinematograph Films (Distribution of Levy) Regulations, 1957, by—

(1) providing that, for the purpose of computing the amount which the makers of low cost films shall be entitled to receive out of the proceeds of the levy imposed on exhibitors by the Cinematograph Films (Collection of Levy) Regulations, 1957, as amended (S.I. 1957/1341 and S.I. 1958/837), the rentals of such films shall, subject to certain limitations, be doubled ; and

(2) amending the definition of " eligible film " so that, in respect of films registered after 31st December, 1959, it shall apply only to films made by United Kingdom makers.

CIVIL AVIATION

AIR NAVIGATION

1959 No. 731

The Air Navigation (General) (Fourth Amendment) Regulations, 1959

Made - - - -	*17th April,* 1959
Coming into Operation	*1st May,* 1959

The Minister of Transport and Civil Aviation, in exercise of the powers conferred upon him by the Air Navigation Order, 1954(**a**), as amended(**b**), and of all other powers enabling him in that behalf, hereby makes the following Regulations :—

Citation and Operation

1. These Regulations may be cited as the Air Navigation (General) (Fourth Amendment) Regulations, 1959, and shall come into operation on the first day of May, 1959.

Interpretation

2.—(1) In these Regulations, " the Order " means the Air Navigation Order, 1954, as amended, and " the Regulations " means the Air Navigation (General) Regulations, 1954(**c**), as amended by the Air Navigation (General) (Amendment) Regulations, 1956(**d**), the Air Navigation (General) (Second Amendment) Regulations, 1957(**e**), and the Air Navigation (General) (Third Amendment) Regulations, 1957(**f**).

(**a**) S.I. 1954/829 (1954 I, p. 259).
(**b**) S.I. 1956/82, 421, 1212, 1578, 1957/278, 1072, 1370, 2050, 1958/1251 (1956 I, pp. 548, 460, 461, 464; 1957 I, pp. 356, 364, 366, 367; 1958 I, p. 295).
(**c**) S.I. 1954/925 (1954 I, p. 356).
(**d**) S.I. 1956/126 (1956 I, p. 466).
(**e**) S.I. 1957/627(1957 I, p. 368).
(**f**) S.I. 1957/2249 (1957 I, p. 375).