STATUTORY INSTRUMENTS

1983 No. 367 (S. 34)

CINEMATOGRAPHS AND CINEMATOGRAPH FILMS

The Cinematograph (Safety) (Scotland) Amendment Regulations 1983

Made - - - - -	*8th March* 1983
Laid before Parliament	*21st March* 1983
Coming into Operation	*11th April* 1983

In exercise of the powers conferred upon me by sections 1, 2 and 7 of the Cinematograph Act 1909**(a)** and section 2(1)(*a*) and the proviso to section 5(1) of the Cinematograph Act 1952**(b)**, and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Cinematograph (Safety) (Scotland) Amendment Regulations 1983 and shall come into operation on 11th April 1983.

(2) These regulations shall extend to Scotland only.

2. Regulation 35 of the Cinematograph (Safety) (Scotland) Regulations 1955**(c)** shall be amended by:—

(*a*) renumbering the existing regulation as paragraph (1);

(*b*) inserting after sub-paragraph (*c*) of paragraph (1) the following sub-paragraph:—

"(*d*) subject to paragraph (2) of this regulation, in connection with the giving of cinematograph exhibitions in premises which are (or in a part of premises which is, as the case may be), while the cinematograph exhibition is being given, used for another purpose or purposes to which the giving of the cinematograph exhibition is incidental or subsidiary (not being exempted exhibitions within the meaning of section five of the Cinematograph Act 1952), and by means which include the use of any electro-magnetic tape or disc recording of vision,"; and

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(a) 1909 c. 30; section 1 was substituted by the Cinematograph (Amendment) Act 1982 (c. 33), Schedule 1, paragraph 1; section 2 was amended by the Schedule to the Cinematograph Act 1952 (c. 68), the Local Government (Scotland) Act 1973 (c. 65), section 188(4) and Schedule 24, paragraph 33, and the Cinematograph (Amendment) Act 1982, Schedule 1, paragraph 2 and Schedule 2; section 7 was amended by the Theatres Act 1968 (c. 54), Schedule 3, the Local Government (Scotland) Act 1973, section 188(4) and Schedule 24, paragraph 33, and the Cinematograph (Amendment) Act 1982, Schedule 1, paragraph 3.

(b) 1952 c. 68.

(c) S.I. 1955/1125; the relevant amending instrument is S.I. 1976/1621.

(*c*) adding at the end the following paragraph:—

"(2) In the case of a cinematograph exhibition to which sub-paragraph (*d*) of the last preceding paragraph relates (whether or not any of sub-paragraphs (*a*), (*b*) and (*c*) of that paragraph also relates thereto), the provisions of this part of these regulations shall apply with the exception of regulations 37, 40 and 41.".

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St Andrew's House,
Edinburgh,
8th March 1983.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Cinematograph (Safety) (Scotland) Regulations 1955 to take account of section 1 of and paragraph 1 of Schedule 1 to the Cinematograph (Amendment) Act 1982 which extend the application of the cinema licensing system under the Cinematograph Acts 1909 and 1952 to certain other exhibitions of moving pictures, principally those produced by means of video equipment. These Regulations provide that the provisions of Part III of the 1955 Regulations, which lay down requirements in connection with cinematograph exhibitions in premises used only occasionally for that purpose, shall apply, with appropriate modification, to cinematograph exhibitions given by means which include the use of video equipment and which are incidental or subsidiary to some other entertainment or activity for which the premises (or the relevant part of the premises, as the case may be) are used during the time when the exhibition is being given.

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