

**ANGUS COUNCIL**

**CIVIC LICENSING COMMITTEE – 15 MAY 2025**

**EXCEPTION TO CINEMA LICENCE CONDITIONS**

**REPORT BY THE ACTING DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE**

**1. ABSTRACT**

The purpose of this report is to consider the request from The Montrose Playhouse Project Limited (Licence Number CL 6) to permit the exhibition of two (2) unclassified films as detailed in **APPENDIX 1** to this Report.

**2. ALIGNMENT TO COUNCIL PLAN AND COUNCIL POLICIES**

Not applicable

**3. RECOMMENDATIONS**

It is recommended that the relevant members of the Committee: -

- (i) determine whether to permit the exhibition of the two (2) unclassified films; and
- (ii) if the Committee is minded to permit the showing of the two (2) unclassified films, determine what, if any, conditions apply to the permission.

**4. BACKGROUND**

Condition 3 of Cinema Licence number CL 6 granted to The Montrose Playhouse Project Limited under the Cinemas Act 1985 requires that: -

- 3. No film shall be exhibited unless –
  - a. It has received a 'U', 'PG', '12', '15' or '18' certificate of the British Board of Classification; or
  - b. It is a current newsreel which has not been submitted to the British Board of Film Classification.

Condition 7 states:

- 7. Notwithstanding the conditions herein before contained, a film may be exhibited, or persons or any class of persons, may be admitted thereto if the permission of the licensing authority is first obtained and any condition of such permission is complied with.

In an email dated 4 April 2025 from the licence holder an application for permission to exhibit two (2) unclassified films was received as they had not received a certificate from the British Board of Film Classification.

Members of the Committee agreed that a quorate number of Committee members would have had the opportunity to view the films – **APPENDIX 1**.

The BBFC considers a wide number of factors when considering what age rating a film should receive – a copy of their guidance is set out in **APPENDIX 2**.

It is recommended that the Committee determine whether to permit the exhibition of the two (2) unclassified films; and if the Committee is minded to permit the showing of the two (2) unclassified films, determine what, if any, conditions apply to the permission.

**5. FINANCIAL IMPLICATIONS**

There will be no financial implications arising directly from this report.

**6. RISK MANAGEMENT**

There are no Human Rights issues arising directly from this report.

**7. ENVIRONMENTAL IMPLICATIONS**

There are no direct environmental implications arising from the recommendations of this report.

**8. EQUALITY IMPACT ASSESSMENT, HUMAN RIGHTS AND FAIRER SCOTLAND DUTY**

In dealing with the applications, the Committee will have regard to any human rights and/or equalities issues in relation to the applicant and any objectors.

**9. CHILDRENS RIGHTS AND WELLBEING IMPACT ASSESSMENT**

A Children's Rights and Wellbeing Impact Assessment has been undertaken and a full assessment is not required as the "General Principles" do not apply to this proposal.

**10. NOTIFICATION**

The applicant has been notified of the terms of this Report. They have also been advised of their entitlement to attend the meeting should they wish.

**NOTE:** No background papers as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to any material extent in preparing this report.

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**Montrose Playhouse Showings – 11<sup>th</sup> June and 14<sup>th</sup> July 2025 respectively:**

1. Ataxia
2. The Silent Messenger

**Quorate Councillors**

Cllr Braes  
Cllr Greig  
Cllr Meechan  
Cllr Scott  
Cllr Stewart