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CHAPTER 30. No. 10.

CINEMATOGRAPH.

AN ORDINANCE RELATING TO CINEMATOGRAPH EXHIBITIONS.

Ordinances
No. 18—1936.
„ 19—1940.
Commencement.

[17th December, 1936.]

1. This Ordinance may be cited as the Cinematograph Ordinance. Short title.

2. In this Ordinance—

Interpreta-
tion.

“ Board ” means the Board of Film Censors appointed under and for the purposes of this Ordinance, and “ censor ” means a member of the Board;

“ British company ” in reference to a British film means a company constituted under the laws of any part of the British Empire, the majority of the directors of which are British subjects;

“ British film ” means

(a) any film depicting scenes intended for exhibition by a cinematograph apparatus which has been shown to the satisfaction of the Board of Film Censors to have been registered as a British film under the provisions of the Cinematograph Films Act, ~~1927~~ (17 and 18 George V., Chapter 29); and

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31/48
1935. & 1948
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31/48(2)

(b) any news film, or any film depicting natural scenery, agricultural, industrial or manufacturing processes, or any scientific or natural history film, which is not registered in Great Britain under the Cinematograph Films Act, ~~1927~~ ^{1938 & 1948} when such film is shown to the satisfaction of the Board of Film Censors to have been photographed wholly or mainly in the British Empire and made by a maker who is a British subject or a British company;

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31/48(2)

“British West Indian film” means any news film, or any film depicting natural scenery, agricultural, industrial or manufacturing processes or any scientific or natural history film, when such film is shown to the satisfaction of the Board of Film Censors to have been photographed wholly in the British West Indies, British Guiana or British Honduras; and “Local film” means any British West Indian film processed in the Colony of Trinidad and Tobago;

“cinematograph film” or “film” includes inflammable film, non-inflammable film, silent film and phono film;

“exhibitor” means a person licensed under the provisions of this Ordinance to exhibit films to the public;

“feature film” means a film other than a news film of not less than 5,000 feet in length;

“length” means the total length of films as approved by a censor for projection at public exhibitions thereof;

“Licensing Authority” means the persons appointed as such under and for the purposes of this Ordinance;

“maker” in relation to any film means the person by whom the arrangements necessary for the production of the film are undertaken;

“news film” means a film depicting wholly or mainly news and current events;

“poster” or “film-poster” includes any printed matter, placard, illustrated pamphlet, photograph, picture or other device for advertising a film or a cinematograph exhibition;

“theatre” means any building or place used or intended to be used for “cinematograph exhibitions,” being exhibitions of pictures or other optical effects by means of a cinematograph or other similar apparatus for the purposes of which cinematograph films are used; and “place” shall refer to premises other than a building whether or not such place is enclosed or covered in part or whole.

Provisions
against cine-
matograph
exhibitions
except in
licensed
premises and
by licensed
persons.

3. An exhibition of pictures or other optical effects by means of a cinematograph or other similar apparatus, for the purposes of which cinematograph films are used, shall not be given unless the regulations made by the Governor in Council for the control of such exhibitions and for securing safety are complied with, or elsewhere than in a theatre licensed for the purpose under

this Ordinance; and no person shall carry on the business of exhibiting films to the public on payment unless he holds a licence for the purpose, in accordance with the provisions of this Ordinance.

4. (1) For the purpose of granting a theatre licence under this Ordinance the Licensing Authority shall be the Magistrate for the district within which the theatre is situate, and for the purpose of granting an exhibitor's licence under this Ordinance the Licensing Authority shall be the Magistrate of the district in which the applicant for a licence resides or has his principal place of business.

Licensing
Authorities.
Ord. 19-1940,
s. 2.

(2) The Licensing Authority may grant licences to such persons as he may think fit to hold cinematograph exhibitions throughout the Colony or to use the theatre specified in the licence, on such conditions and under such restrictions as may be laid down in the licence and in any regulations made under this Ordinance.

5. (1) Every application for a theatre licence shall state the applicant's name, occupation and residence, the situation of the theatre to be licensed and any other relevant facts in support of the application and shall, in any case in which the theatre has not been erected or has not been completed at the date of the application, be accompanied by a plan of the proposed theatre and a specification of the proposed fittings and furnishings thereof to the satisfaction of the Licensing Authority. The application shall not be heard until after the expiration of twenty-one days from the date of its filing with the Licensing Authority, who shall at least fourteen days before the date fixed for the hearing, cause notice of the application and of the time and place fixed for the hearing to be published in the *Royal Gazette* and in a daily newspaper circulating in the Colony and to be served on the Commissioner of Police.

Application
for theatre
licence.
Ord. 19-1940,
s. 2.

(2) The applicant shall have the right of appearing before the Licensing Authority at the hearing, personally or by his counsel or solicitor, and of being heard, and of adducing evidence, in support of his application.

(3) Any owner or occupier of property situate within a quarter of a mile of the premises in respect of which a licence is applied for and any member of the Police Force in charge of the

Police district in which such premises are situate shall have the right of appearing before the Licensing Authority at the hearing, personally or by his counsel, or solicitor, and of objecting to the granting of the licence and of adducing evidence in support of his objection.

(4) The Licensing Authority may, at the hearing, approve the grant of a licence and the conditions and restrictions to be attached thereto notwithstanding that the theatre has not been erected or completed at the time of such approval: Provided that the licence shall not be issued until the Licensing Authority is satisfied that the theatre has been completed, fitted and furnished in accordance with the plans and specification filed in support of the application for the licence or after such period as the Licensing Authority shall, in his discretion, allow for such completion, fitting and furnishing.

(5) Any person aggrieved by any decision of the Licensing Authority approving the grant of a licence or refusing to grant a licence may appeal from such decision to the Full Court: Provided that for the purposes of this section "any person aggrieved" shall mean the applicant or any person who is entitled under the provisions of this section to object to such licence and who shall have appeared before the Licensing Authority and objected to such licence.

(6) The procedure in respect of any application or of any appeal in respect of such application shall be such as is laid down in the Summary Courts Ordinance.

Restrictions
on the
granting of
a theatre
licence.

Ord. 19-1940,
s. 2.

6. (1) Without prejudice to the generality of the discretion vested in the Licensing Authority by section 4, the Licensing Authority shall, before approving the grant of a licence, take into consideration the arguments adduced and the evidence led at the hearing and the situation of the premises in relation to the amenities of the district such as its location in a residential area or in close proximity to any hospital, school, religious establishment, or public or private institution.

(2) A theatre licence shall not be approved unless the Licensing Authority is satisfied that adequate provisions have or will be made for ensuring—

(a) that the sound of performances held therein shall not be a source of undue annoyance to or interference with the comfort of occupiers of buildings in the neighbourhood;

(b) that there are sufficient means of access to the theatre and sufficient car parking facilities in the vicinity so as to avoid undue congestion of traffic;

(c) that any exhibition or performance in such theatre shall not in any other manner constitute a nuisance of a public nature.

(3) The Licensing Authority shall not approve the grant of a theatre licence unless he is satisfied by a certificate of a competent engineer or architect or by other sufficient evidence that adequate measures have or will be taken and that adequate provisions have or will be made for ensuring safety against fire and structural defects and for ensuring the safe and proper accommodation of the members of the audience.

7. The Licensing Authority may issue a licence, subject to any conditions laid down therein, to any person to hold an exhibition of cinematograph films for charitable, educational or other special purposes for such period as may be prescribed in the licence and exempting such person from compliance with the provisions of this Ordinance and the regulations made thereunder or any of them.

Exemption from compliance with this Ordinance in certain cases.

8. If any licensee shall be convicted of any offence under this Ordinance or any regulations made thereunder, it shall be lawful for the Court before which the conviction is had to cancel his licence, or to suspend his licence for such period as to the Court may seem just.

Revocation and suspension of licences.
Ord. 19-1940,
s. 2.

9. A licence shall be in force for not longer than one year, and for such shorter period as the Licensing Authority on the granting of the licence may determine, unless the licence has been previously revoked.

Duration of licence.

10. (1) There shall be appointed from time to time by the Governor such fit persons, not less than five in number, as the Governor deems necessary, as censors, who shall together constitute a Board of Film Censors, for the purpose of censoring cinematograph films and film-posters. The censors shall hold office during the Governor's pleasure, and the Governor shall nominate one of the censors as Chairman of the Board. Notice of any such appointment and of any revocation thereof shall be published in the *Royal Gazette*.

Appointment of Board of film censors.

(2) The Chairman may, with the approval of the Governor, appoint a secretary to the Board at such remuneration and upon such conditions as he may determine.

Film and
posters to be
censored.

Appeal
Sec 3 of
3rd Act

11. (1) It shall not be lawful to exhibit any cinematograph film or to exhibit, display, publish or distribute any film-poster, unless such film or poster has been submitted to and approved by the Board in the manner hereinafter provided.

(2) No advertising material (including any newspaper article) shall be published in respect of a film which has not been submitted to and approved by the Board unless such publication is authorised by the Chairman of the Board.

Duties of
censors.

12. (1) It shall be the duty of the censor or censors deputed for the purpose by the Chairman of the Board, to examine every cinematograph film and every film-poster submitted to the Board for approval, and to report thereon to the Chairman.

(2) The Board's approval shall not be given in the case of any film or any poster which in the opinion of the Board depicts any matter that is against public order and decency, or the exhibition of which for any other reason is in the opinion of the Board undesirable in the public interest.

(3) As regards a film, such approval may be given generally or on condition that any portion of a film shall be omitted, or may be given subject to a condition that the film or portion of the film shall be exhibited only to persons of a specified age or sex or only at certain times.

(4) Such approval shall be signified by a certificate in the prescribed form. Such certificate may at any time be cancelled by notice in writing.

(5) A film to which any matter has been added after it has been approved by the Board shall be again submitted for approval, and until it has been again approved shall be deemed not to have been approved.

Board's
certificate to
state if film
British, and
length
approved for
exhibition.

13. The certificate given by the Board under the preceding section shall state whether the film to which it applies is a British film, and the length thereof approved for exhibition. For the purposes of this section each part of a film intended to be shown on one occasion as a single part of a consecutive series shall be deemed to be a complete film.

Appeal.

14. Any person who is aggrieved by any decision of the Board shall have a right of appeal to the Governor in Council.

Fees.

15. There shall be payable for every licence required under this Ordinance and for every film and poster submitted for approval under this Ordinance such fees as are prescribed.

16. (1) Every exhibitor shall keep in respect of each licensed theatre where he carries on the exhibition of films a register in the prescribed form, and shall as soon as practicable after the conclusion of each exhibition of films record therein the title, origin, length, and other particulars required, of each film or section of a serial film as exhibited on the occasion in question.

Records and returns.

(2) Every exhibitor shall furnish to the Chairman of the Board of Film Censors not later than the 15th day of each month a return in the prescribed form showing the title, length, origin and other particulars required of each film or section of a serial film exhibited by him at each licensed theatre under his control during the preceding calendar month.

Monthly return to be furnished.

(3) Any exhibitor who exhibits films in a tent or other moveable structure licensed for the purpose shall not be required to keep more than one register in respect of such tent or structure.

Requirements in case of exhibitors using moveable structures.

(4) The Commissioner of Police or any member of the Police Force appointed by him may at all reasonable times enter any licensed theatre and call for and examine the register which an exhibitor is required to keep under the terms of this section.

Power to call for and examine records.

(5) Any person who fails to keep a register and record therein such particulars as are mentioned in subsection (1) hereof or who fails to make a return in accordance with subsection (2) hereof, or who makes any false entry in such register or return, shall be liable to a fine of one hundred dollars.

Penalties.

17. (1) Every exhibitor who carries on the business of exhibiting cinematograph films to the public in a theatre licensed under this Ordinance, shall exhibit in such theatre in any year, in which he so exhibits films to the public on payment, at least such proportion of British films (exclusive of news films) as is shown in the second column of the First Schedule hereto and if the films so exhibited include feature films of 5,000 feet or upwards in length the requirements of this section must be satisfied as respects such feature films so exhibited and as respects all the films so exhibited. An exhibitor who exhibits news films shall exhibit at least such proportion of British news films (including British West Indian films) as is shown in the third column of the First Schedule

Provisions as to British quota.

1st Schedule.

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Sec. 4 of
32/24

in such manner and at such times or periods as may be prescribed.

(2) The proportion of British films so exhibited shall be ascertained in such manner as may be prescribed.

(3) An exhibitor who exhibits news films shall exhibit at least such proportions of British West Indian films (including Local films) as are shown in the fourth and fifth columns of the First Schedule in such manner and at such times or periods as may be prescribed. The Governor in Council may make regulations for controlling the price to be charged by the proprietor of such British West Indian and Local films as are approved by the Board of Film Censors.

(4) Any exhibitor who fails to comply with the provisions of this section shall (except as provided by section 7) be liable to a fine of four hundred and eighty dollars, and on any subsequent conviction for a similar offence he shall be liable, in addition to the penalty herein provided, to have his licence revoked.

Extent of the application of section 17.

18. (1) The provisions of the preceding section shall apply only to licensed theatres in the City of Port-of-Spain and the Borough of San Fernando, and to licensed theatres in such other areas in the Colony as the Governor in Council may by proclamation declare the said section to apply.

(2) The provisions of the preceding section shall not apply to—

(a) films being wholly or mainly commercial advertisements;

(b) films used wholly or mainly for educational purposes and approved as such by the Chairman of the Board of Film Censors;

(c) films consisting only of announcements or notices not accompanied by pictorial illustrations;

(d) films exhibited at a performance or exhibition where the total length of film does not exceed two thousand feet.

Exhibiting unapproved film or poster,

19. (1) Every person who exhibits any film or any portion of a film in contravention of the provisions of this Ordinance shall

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be liable to a fine of four hundred and eighty dollars for each occasion on which such offence takes place, and the film may be ordered by the court to be forfeited to the Crown. Any film or any portion of a film so forfeited shall be dealt with in such manner as the Commissioner of Police shall direct.

(2) Every person who exhibits or causes to be exhibited any poster or who publishes or causes to be published any advertising material in respect of a film in contravention of the provisions of this Ordinance shall be liable to a fine of two hundred and forty dollars.

repealed by Sec. 67 3-2-41

20. If the owner of a cinematograph or other apparatus uses the apparatus or allows it to be used, or if any person supplies light for any cinematograph or other apparatus which he has reasonable grounds for believing is being or is to be used, or if the licensee or the owner or occupier of any building or place uses such building or place or allows such building or place to be used, in contravention of the provisions of this Ordinance or the regulations made thereunder, or of the conditions or restrictions upon or subject to which any licence relating to any such building or place has been granted under this Ordinance, he shall be liable to a fine of two hundred and forty dollars, and, in the case of a continuing offence, to a further fine of one hundred dollars for each day during which the offence continues.

Offences generally.

amended by Ord 22/4

21. The Commissioner of Police or any member of the Police Force appointed by him or any censor may at all reasonable times enter any building or place, whether licensed or not, in which he has reason to believe that such an exhibition as aforesaid is being or is about to be given, with a view to seeing whether the provisions of this Ordinance or any regulations made thereunder, or the conditions of any licence granted under this Ordinance have been complied with, and if any person prevents or obstructs the entry of the Commissioner or any member of the Police Force appointed as aforesaid or any censor, he shall be liable to a fine of one hundred dollars.

Power of entry. / 22/49

22. All offences under this Ordinance may be prosecuted, and all penalties incurred may be imposed or recovered, in the manner provided by the Summary Courts Ordinance.

Recovery of penalties. *amended 22/49*

Regulations.

*amended
by
Ord 22/49*

23. (1) The Governor in Council may make regulations for prescribing anything which under this Ordinance is to be prescribed, and generally for carrying this Ordinance into effect, and in particular as to—

- (a) the duties of the Licensing Authority;
- (b) the duties of the Board of Film Censors;
- (c) the safety of persons attending a cinematograph exhibition;
- (d) the particulars and evidence necessary for establishing the British nature of a film;
- (e) the fees to be paid for licences under this Ordinance;
- (f) the hours during which any cinematograph exhibition shall not take place;
- (g) the form and duration of licences issued under this Ordinance and the conditions or restrictions subject to which a licence may be issued;
- (h) the form of the returns to be made, and of the records to be kept under this Ordinance.

(2) Regulations made under this Ordinance shall have no force or effect until they have been approved by the Legislative Council: Provided that, until varied or revoked by any such regulations, the regulations and forms contained in the Second Schedule hereto shall be in force.

2nd Schedule.

Amendment of 1st Schedule.

24. The First Schedule hereto may be amended by a resolution of the Legislative Council, published in the *Royal Gazette*.

SCHEDULES.

FIRST SCHEDULE.

Requisite minimum percentages of films to be exhibited.

(Sections 17 and 24.)

*Amended
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1. Annual period.	2. British films to total films exhibited. (Excluding news films.)	3. British news films (including B.W.I. films) to total news films exhibited.	4. B.W.I. films to total British news films exhibited.	5. Local films to total B.W.I. films.
1937	15 per cent.	50 per cent.	10 per cent.	50 per cent.
1938	17½ per cent.	50 per cent.	10 per cent.	50 per cent.
Subsequent years	20 per cent.	50 per cent.	10 per cent.	50 per cent.

110.

SECOND SCHEDULE.

32/4

(Section 23.)

Cinematograph Regulations.

1. These regulations may be cited as the Cinematograph Regulations.

2. In these regulations—

Definitions.

“building” shall be deemed to include any booth, tent or similar structure;

“enclosure” means the room or other enclosure in which the cinematograph apparatus is installed and operated;

“Ordinance” means the Cinematograph Ordinance;

“place” shall refer to premises other than a “building” whether or not such place is enclosed or covered;

“theatre” means a building or place licensed under the Cinematograph Ordinance.

PART I.

PROVISIONS FOR THE SAFETY OF THE AUDIENCE AND PREVENTION OF FIRE.

3. No building shall be used for cinematograph or other similar exhibitions to which the Ordinance applies, unless it be provided with an adequate number of clearly indicated exits placed in such positions and so maintained as to afford safe and speedy egress for the audience.

Exits.

4. The seating in the building in which the exhibition is given shall be so arranged as not to interfere with free access to the exits; and the gangways, staircases, and passages leading to the exits shall be kept clear of obstructions whether permanent or temporary, during the presence of the public. No person shall be allowed to remain on any part of the gangways, staircases, and passages leading to the exits, except as is strictly necessary for the purpose of ingress or egress.

Access to exits and seating accommodation.

5. No place other than a building shall be used for cinematograph or other similar exhibitions to which the Ordinance applies, unless adequate provision has been made so as to prevent any overcrowding among the audience, to permit the free passage of any person among the audience, and to afford safe and speedy egress for the audience out of such place.

Accommodation in a place other than a building.

6. (a) The cinematograph apparatus shall be placed in an enclosure of sufficient dimensions to allow the operator to work freely; the enclosure shall be of a permanent nature except in the case of a moveable building or structure, or in the case of a place other than a building. Such enclosure shall be placed outside the building or auditorium and shall be substantially constructed of fire-resisting material or lined internally with the same, and so ventilated as, in case of fire, to prevent the escape of smoke into the auditorium.

Enclosure.

(b) The entrance to the enclosure shall be fitted with a self-closing smoke-proof door of fire-resisting material suitably placed and opening outwards.

(c) A suitable barrier shall be placed round the enclosure, or other effectual means taken, to prevent the audience coming into contact therewith.

(d) Openings not larger than is necessary for effective projection and not exceeding two for each lantern, shall be permitted in the front face of the enclosure. Each opening shall be fitted with a screen of fire-resisting material, which on being released from either inside or outside the enclosure shall close automatically with a smoke-proof joint.

(e) The necessary pipes and cables shall enter through efficiently bushed openings.

(f) Where the Licensing Authority is of opinion that it is impracticable, or, in the circumstances, unnecessary to safety, that the enclosure should be of a permanent nature or should be erected outside the building or auditorium, the licence may by express words dispense with these requirements. In any such case the enclosure shall be effectually ventilated direct to the outside air; and the floor, if of wood, shall be completely covered with fire-resisting material.

Conditions of licence.

7. Every licence granted under the Ordinance shall contain specific conditions for the carrying out of regulations 3 to 6 in the building or place for which the licence is granted.

Plan and description of theatre to be supplied.

8. In every case where a licence has been granted under the Ordinance in respect of a building or structure of a moveable character, or of a place other than a building, a plan and description of the building, or structure, or place, certified with the approval of the Licensing Authority, shall be attached to the licence. Such a licence may provide that any of the conditions or restrictions contained therein may be modified by the Licensing Authority. The licence and plan and description shall be produced on demand to any constable or to any person authorised by the Licensing Authority.

Alterations in theatre to be approved.

9. Every licence granted under the Ordinance shall contain a clause providing for its lapse, or, alternatively, for its revocation by the Licensing Authority if any alteration is made in the building or the enclosure without the sanction of the Licensing Authority; or if at any time the Licensing Authority consider a place for which a licence was granted is no longer suitable for the purpose.

Lantern.

10. The lantern shall be placed on firm supports of fire-resisting construction. The lantern shall be provided with a metal shutter which can be readily inserted between the source of light and the film gate.

Film gate.

11. The film gate shall be of massive construction and provided with ample heat radiating surface, and the passage for the film shall be sufficiently narrow to prevent flame travelling upwards or downwards from the light opening.

Electric light or limelight to be used.

12. Where electric light is reasonably available for use, no other illuminant shall be used for the purpose of the exhibition. In any case no illuminant other than electric light or limelight shall be used for such purpose.

Electric light.

13. (a) Within the enclosure the insulating material of all electric cables including "leads" to lamps in the enclosure shall be covered with fire-resisting material.

(b) There shall be no coils of slack electric cable within the enclosure. The "leads" to the apparatus shall be kept well apart both within and

without the enclosure and so run that the course of each may be readily traced.

(c) No current at a higher pressure than 110 volts shall be used within the enclosure.

(d) The cables for the cinematograph apparatus shall be taken as a separate circuit from the source of supply, and there shall be efficient switches and fuses inserted at the point where the supply is taken, and in addition, an efficient double pole switch shall be fitted in the cinematograph lamp circuit inside the enclosure.

(e) Resistance frames shall be constructed entirely of fire-resisting material and they shall, if reasonably practicable, be placed in a room apart from that used for the exhibition. If accessible to the public, they should be protected by a wire guard or other efficient means. With the exception of a small resistance for regulating purposes, they shall be placed outside the enclosure.

14. (a) If limelight be used in the lantern the gas cylinders shall be tested and filled in conformity with the requirements set out in the next succeeding regulation. The tubing shall be of sufficient strength to resist pressure from without, and shall be properly connected up. Ether and other inflammable liquids shall not be employed under any circumstances for producing light. Limelight.

(b) The gas in no case shall be stored in or used from bags or containers other than those constructed in accordance with the requirements contained in the next succeeding regulation.

15. The gas cylinders shall be tested and filled in conformity with the following requirements:— Testing of gas cylinders.

Cylinders of Compressed Gas (Oxygen, Hydrogen, or Coal Gas)

(a) *Lap-welded wrought iron.*—Greatest working pressure, 120 atmospheres, or 1,800 lb. per square inch.

Stress due to working pressure not to exceed $6\frac{1}{2}$ tons per square inch.

Proof pressure in hydraulic test, after annealing, 224 atmospheres, or 3,360 lb. per square inch.

Permanent stretch in hydraulic test not to exceed 10 per cent. of the elastic stretch.

One cylinder in 50 to be subjected to a statical bending test, and to stand crushing nearly flat between two rounded knife-edges without cracking.

(b) *Lap-welded or seamless steel.*—Greatest working pressure, 120 atmospheres, or 1,800 lb. per square inch.

Stress due to working pressure not to exceed $7\frac{1}{2}$ tons per square inch in lap-welded, or 8 tons per square inch in seamless cylinders.

Carbon in steel not to exceed 0.25 per cent, or iron to be less than 99 per cent.

Tenacity of steel not to be less than 26 or more than 33 tons per square inch. Ultimate elongation not less than 1.2 inches in 8 inches. Test-bar to be cut from finished annealed cylinder.

Proof pressure in hydraulic test, after annealing, 224 atmospheres, or 3,360 lb. per square inch.

Permanent stretch shown by water jacket not to exceed 10 per cent. of elastic stretch.

One cylinder in 50 to be subjected to a statical bending test, and to stand crushing nearly flat between rounded knife-edges without cracking.

Regulations applicable to all Cylinders.

Cylinders to be marked with a rotation number, a manufacturer's or owner's mark, an annealing mark with date, a test mark with date. The marks to be permanent and easily visible.

Testing to be repeated at least every two years, and annealing at least every four years.

A record to be kept of all tests.

Cylinders which fail in testing to be destroyed or rendered useless.

Hydrogen and coal gas cylinders to have left-handed threads for attaching connections and to be painted red.

The compressing apparatus to have two pressure gauges, and an automatic arrangement for preventing overcharging. The compressing apparatus for oxygen to be wholly distinct and unconnected with the compressing apparatus for hydrogen and coal gas.

Cylinders not to be refilled till they have been emptied.

If cylinders are sent out unpacked the valve fittings should be protected by a steel cap.

A minimum weight to be fixed for each size of cylinder in accordance with its required thickness. Cylinders of less weight to be rejected.

Protection of projectors.

16. All cinematograph projectors shall be fitted with two metal film boxes of substantial construction, and not more than fifteen inches in diameter, inside measurement, to and from which the films shall travel. Such boxes shall be made to close in a manner which will prevent the ingress of fire, and shall be fitted with a film-slot so constructed as to prevent the passage of flame to the interior of the film box. All films when not in the machine, and while still in the enclosure, shall be contained in closed metal boxes.

Inflammable articles prohibited in the enclosure.

17. (a) No inflammable article unnecessary for the purposes of the exhibition shall be taken into or allowed to remain in the enclosure.

(b) No smoking shall at any time be permitted within the enclosure.

Fire-fighting appliances.

18. The Commissioner of Police may order that fire-fighting appliances suitable to the character of the building and adequate to deal with an outbreak of fire be provided, and these shall be provided by the proprietor and maintained in good working order. During any exhibition such appliances shall be in charge of a person specially nominated for that purpose who shall see that they are kept constantly available for use.

Fire extinguishers, etc., for the enclosure.

19. There shall always be within the enclosure sufficient means of dealing with an outbreak of fire readily available for use, and these shall include chemical fire extinguishers, thick woollen blankets, buckets of water and buckets of dry sand in such numbers and sizes as may be ordered by the Commissioner of Police. Before the commencement of each exhibition the operator shall satisfy himself that the fire appliances within the enclosure are ready for use.

20. (1) If at any time the Commissioner of Police has reason to believe that any part of the structure, or electrical system, or projection machine, of a licensed theatre is defective so as to be a source of danger to the members of the audience he may by notice in writing served on the licensee, owner or manager of the theatre order the said theatre to be closed to the public temporarily and pending the decision of the Licensing Authority.

Powers of the Commissioner of Police to take certain measures to ensure safety.

(2) The Commissioner of Police may order an inspection of the theatre by a competent engineer or architect selected or approved of by him, and if any such defect is certified to exist the licensee shall be liable for the cost of inspection.

(3) Any person who holds a performance or entertainment or admits members of the public to the theatre after such theatre has been ordered by the Commissioner of Police to be closed shall be guilty of an offence and liable on conviction to the penalties imposed by the Ordinance for a breach of the regulations; and the licensee shall be equally responsible with any such person and be guilty of the like offence.

21. The general lighting of the auditorium and exits shall not be controlled solely from within the enclosure.

Control of lighting.

22. In every building used for cinematograph and similar exhibitions, other than a building equipped with two complete independent systems of electric lighting, the auditorium, corridors, passages, exits and staircases shall be provided with such number of candle lamps as the Commissioner of Police deems sufficient in addition to any other system of lighting installed. Such candle lamps shall be of a pattern approved by the Commissioner of Police and properly secured to an unflammable base, if possible, out of the reach of the public; they shall be kept alight during the whole time the building is occupied by the public.

Dual lighting system to be provided.

23. The management and the cinematograph operator shall take all due precautions for the prevention of accidents, and shall abstain from any act whatever which tends to cause fire and is not reasonably necessary for the purpose of the exhibition, and no unauthorised person shall be allowed in the enclosure.

Prevention of accidents.

24. In order to secure the safety of the audience the licensee or some responsible person nominated by him in writing for the purpose shall be in charge during the whole time of any exhibition and he shall be assisted by a sufficient staff of attendants who shall be specially instructed by the licensee or such responsible person as to their respective duties, in particular in relation to the carrying out of the requirements of these regulations.

Precautions for safety of audience and duties of attendants.

25. Such attendants shall remain on duty during the whole time that the premises are open to the public.

Attendants to be on duty.

26. The licensee or the person nominated by him in writing as aforesaid shall see that the operators and every other person who may be called upon to handle inflammable film on the premises for any purpose are fully instructed as to the dangers arising from the use of inflammable film, the precautions to be observed to prevent risk of ignition and the steps to be taken in the event of film smouldering or catching fire.

Instructions to operators.

PART II.

CENSORSHIP.

Definition. 27. In the following regulations the " Board " means the Board of Film Censors and " Chairman " means the Chairman of such Board.

The Board's records and accounts. 28. The Chairman shall keep—
 (1) a book in which shall be entered particulars of all films submitted for examination; such particulars to include the names of such films, the names of the owners, renters and/or exhibitors of such films, the number of persons advertising such films and the names of the censors by whom such films were examined and their decision regarding them;

- (2) accounts of—
 (a) all moneys received in respect of fees payable for films submitted for examination;
 (b) payments made for the use of any theatre for the purpose of examining films;
 (c) any disbursements made in carrying out the duties of the censors.

Examination fees. 29. The undermentioned fees shall be payable in advance to the Chairman for every film submitted for examination, that is to say:—

<i>Phono films</i> :—	\$	c.
For each reel of a sound length up to and including 1,000 feet	1	00
For every 100 feet or part of 100 feet over 1,000 feet ...		12
 <i>Silent films</i> :—		
For each reel of a length up to and including 1,000 feet...	65	
For every 100 feet or part of 100 feet over 1,000 feet ...		08

The Chairman shall in due course deposit all fees received with the Treasurer.

Payment by Treasurer. 30. All payments are to be made by the Treasurer on vouchers certified by the Chairman.

Payment for use of theatre. 31. The Chairman may arrange with the owner or any representative of the owner of a cinema for the use of his theatre, operating room and necessary appliances on payment of twenty-five cents per reel.

Lists of films to be sent by exhibitor. 32. (a) Exhibitors shall send to the office of the Board complete lists of all films and posters to be submitted for examination.

(b) Every list shall contain a column in which shall be entered the Board's decision, together with any conditions imposed.

(c) In cases where a separate film used for advertising purposes and commonly called " a trailer " (whether it is part of the original film or not) accompanies a film, this fact shall be stated.

(d) The signature of a censor at the end of any list shall be deemed to be in authentication of every entry in the column showing the Board's decision.

(e) The list shall be in the form A hereto, and may be on a loose sheet Form A or in a book.

33. All "trailers," referred to in the preceding regulation, must be submitted for examination and shall be subject to the provisions of the Ordinance. Trailers.

34. (a) For the purpose of examining films submitted for approval, three members of the Board shall form a quorum. On occasions when the Board meets for other purposes, five members shall form a quorum. Examination of films by the censors.

(b) Any member of the Board who has not, on the last day of any quarter attended at least one-third of the censorship meetings of the Board held during the preceding three months or during his tenure of office during such months, shall be considered to have vacated his post as censor, unless he has been absent through ill-health or with the leave, or under the direction, of the Governor. Attendance of censors.

35. When a film has been examined by any number of censors representing less than a majority of the Board and these censors are in doubt as to approving or rejecting such film or any part thereof, or if so requested by the exhibitor who is not satisfied with their decision, they shall call the other censors into consultation and the decision of the majority of the Board shall prevail, subject to the right of appeal to the Governor in Council as provided by the Ordinance. Review of film by the Board.

36. Exhibitors shall arrange with the Chairman of the Board as to the days, hours, and place when and where their films are to be examined; provided that censorship meetings, except in cases of emergency, shall be held not more than three times in each week, on such days as the Board may decide. Time and place of examination.

37. Parts of any film not allowed to be exhibited shall, on request of the Chairman, be deposited at the office of the Board and shall be returned when the film is about to be exported. Custody of films.

38. The censors shall have the right of entry into all cinemas during performances, free of charge; and it shall be their duty to make such surprise visits as they may think fit. Accommodation must in every case be reserved for a possible visit by the censors. Censor's right of entry.

39. The Chairman shall render monthly accounts to the Treasurer showing the balance of cash in hand, and shall pay over same against a receipt in due form. Board's accounts to be sent to the Treasurer.

40. The Governor may grant leave of absence to any censor and may temporarily fill the vacant place or places during such absence. Leave to censors.

41. The office of the Board shall be such room or place as the Governor may from time to time specify in the *Royal Gazette*. Board's office.

42. The register required to be kept by the exhibitor in respect of films submitted and exhibited shall be in the form B hereto. Register. Form B.

43. (a) Certificates of approval may at any time be cancelled by the Board provided that the reasons for such cancelling shall be given to the exhibitor in writing. Certificate of approval.

(b) A certificate of approval may, subject to the conditions to be imposed, be in the form following:—

Form.

We certify having examined on the _____ day of _____, 19____, a film entitled _____ submitted to the Board of Film Censors and have approved of the same being exhibited within the Colony subject to the following conditions:—

for Board of Film Censors.

PART III.

BRITISH FILMS AND QUOTAS.

Record of
quotas.
Form C.

44. The book to be kept by the exhibitor, and the return to be furnished under section 16 of the Ordinance shall be in form C hereto. Subject to the provisions of section 16 (3) of the Ordinance a separate book shall be kept by the exhibitor in respect of each theatre in which he exhibits films.

Percentage
of B.W.I.
and Local
films to be
exhibited.

45. (a) In every year every exhibitor shall, at each theatre in which he exhibits British news films, exhibit B.W.I. films (including Local films) to the extent prescribed in the First Schedule to the Ordinance.

(b) If in any year any exhibitor fails to comply with the requirements of this regulation in respect of any theatre he shall be liable on conviction to the penalty prescribed by the Ordinance unless such a certificate as is hereinafter mentioned has been issued by the Chairman of the Board of Film Censors, or unless he proves to the satisfaction of the Court that the reasons for non-compliance were reasons beyond his control.

(c) Where on submission by an exhibitor it appears to the Board of Film Censors that though the requirements of this regulation have not been complied with the reasons for non-compliance were reasons beyond the control of the exhibitor, the Chairman shall issue his certificate to that effect.

Method of
ascertaining
percentages.

45A. The method of ascertaining whether the requisite percentage of films has been exhibited at any theatre shall be as follows:—

(1) British films—

(a) In respect of feature films by comparing the number of British feature films exhibited with the number of other feature films exhibited;

(b) In respect of films other than feature films and news films, by comparing the aggregate number of feet of British films exhibited with the aggregate number of feet of other such films exhibited.

(2) British news films and British West Indian films—

By comparing the aggregate number of feet of British news films and B.W.I. films exhibited with the aggregate number of feet of other news films exhibited.

(3) British West Indian films—

By comparing the aggregate number of feet of B.W.I. films that must be exhibited under section 17 of the Ordinance with the aggregate number of feet of British news films exhibited.

(4) In calculating such percentages no regard shall be had to the number of times any such films have been exhibited and each film or section of a film shall be reckoned once only in respect of each theatre.

(5) The period of ascertainment shall be the twelve months ending on the 31st of December in each year.

PART IV.

LICENCES AND FEES.

46. (a) The following fees shall be paid annually to the Treasurer in Fees. advance for the following licences, namely:—

In respect of a theatre in Port-of-Spain	...	...	...	\$96
do. do. San Fernando	...	...	...	\$48
do. do. elsewhere	...	...	...	\$24
In respect of an exhibitor	...	...	...	\$24

Provided that in respect of any application made on or after the 1st of July in any year, the fee payable shall be one-half of the aforesaid annual fee.

(b) All licences shall commence on the 1st of January or from the date of issue if issued subsequent to the 1st of January in any year, and shall expire on the 31st of December in that year unless previously revoked. Duration.

(c) A licence for a theatre shall be in the form "D" hereto, and a licence for an exhibitor shall be in the form "E" hereto, subject to such modifications or other conditions as may be required in the circumstances of each particular licence. Forms D and E.

vide Sec 9 of 32/41

PART V.—FORMS.

FORM A.

List of Films submitted for Censorship under Regulation 32.

Date Film submitted.	By whom submitted.	Title of Film.	Phono or Silent.	Feature, news B.W.I. or Local.	Number of Reels.	Length of Film in feet.	Number of Posters.	Whether British.	Decision of Board of Censors and conditions.	Date Examined.	Date of certificate of approval.	Signatures of Censors.

NOTE.—Names of censors by whom the film was examined to be endorsed hereon or written hereunder.

FORM B.
Register.

(Regulation 42)

EXHIBITOR

THEATRE

Date Film submitted.	Title of Film.	Phono or Silent.	Feature, News, B.W.I. or Local.	Number of Reels.	Length of Film in feet.	Number of Posters.	Whether British.	Decision of Board of Censors and Conditions.	Date examined.	Date of Certificate of approval.	Names of Censors.	Remarks.

Cinematograph.

[Ch. 30. No. 10.

FORM D.

THE CINEMATOGRAPH ORDINANCE.

Licence for a Theatre.

Under section 5 of the Cinematograph Ordinance (A. B.) of is hereby licensed to use the theatre situate and known as for the period for the purposes mentioned in the said Ordinance, subject to the following conditions and restrictions, that is to say:—

- (1) The fee of \$ is payable in respect of this licence to the Treasury, the receipt for which amount must be furnished to the Licensing Authority before this licence can be used or becomes valid.
- (2) No film shall be exhibited unless the provisions of the Cinematograph Ordinance and Regulations have been complied with.
- (3) The theatre shall not be used for exhibiting films before 3 p.m. on Sundays, Good Friday, Corpus Christi, and Christmas Day.

*

If any of the above-mentioned terms, conditions or restrictions is not complied with, or if, without the sanction of the Licensing Authority, any alteration is made in the said theatre or in the enclosure containing the cinematograph apparatus, or if at any time the Licensing Authority considers the place for which this licence is granted no longer suitable, this licence will be revoked.

This Licence expires on the 31st of December, 19 , unless sooner revoked.

Dated the of , 19 .

Licensing Authority.
Magistrate District.

* Insert here any other conditions to be imposed.

FORM E.

THE CINEMATOGRAPH ORDINANCE.

Licence for an Exhibitor.

Under section 5 of the Cinematograph Ordinance (A. B.) of is hereby licensed to carry on the business of exhibiting films to the public during the year 19 , subject to the following conditions and restrictions, that is to say:—

- (1) The fee of \$ is payable in respect of this licence to the Treasury, the receipt for which amount must be furnished to the Licensing Authority before this licence can be used or becomes valid.
- (2) No film shall be exhibited unless the provisions of the Cinematograph Ordinance and Regulations have been complied with.

*

This Licence expires on the day of , 19 , unless sooner revoked.

Dated this day of , 19 .

Licensing Authority.
Magistrate District.

* Insert here any other conditions to be imposed.