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CHAPTER C35

CINEMATOGRAPH ACT

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CINEMATOGRAPH ACT

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CINEMATOGRAPH ACT

No cinematograph exhibition except with permission of Governor

1. (1) No person may conduct or allow to be presented or given by means of a cinematograph, or other similar apparatus for the purposes of which inflammable films are used, any exhibition of pictures or other optical effects without the written permission of the Governor granted under his hand.

(2) The Governor may refuse to grant such permission or grant it subject to the regulations made under this Act and subject to such special conditions and restrictions, to be specified in the permission, as to him may seem fit; and any such permission may be revoked by the Governor at any time.

Supervision at exhibitions to ensure safety from fire

2. Where the Governor grants any such permission upon the conditions that the exhibition be conducted under the superintendence of some officer or person designated in the permission, then the officer or person so designated may at any time order such exhibition to cease or may give any other direction which he may think necessary for ensuring the safety from fire of the premises at which the exhibition takes place and of the people attending the exhibition.

Person conducting exhibition contrary to Act, etc., guilty of an offence

3. Any person who conducts or who in any way assists in conducting any such exhibition in contravention of the provisions of this Act, or the regulations made thereunder, or of any condition or restriction specified in a permission so granted, is guilty of an offence against this Act.

Duty of occupier, etc., of premises

4. (1) It shall be the duty of the occupier or the person who manages or receives the rent of any premises at which it may be proposed to conduct any such exhibition to ascertain whether the requisite permission of the Governor shall have been obtained and, if so, the terms of such permission; and it shall also be the duty of such occupier or person to give notice to the Commissioner of Police, if and so soon as he has reason to believe that there is an intention to proceed with the exhibition either without the Governor's permission or with such permission but without having everything done, which may be required under such permission to be done, previous to the exhibition taking place.

(2) Any occupier or person referred to in this section who fails to comply with the provisions of this section is guilty of an offence against this Act.

Power of entry

5. Any police officer or any officer appointed for the purpose by the Governor may at all reasonable times enter any premises in which he has reason to believe that any cinematograph or any similar exhibition is being or about to be given, with a view to seeing whether the provisions of this Act or any regulations made thereunder, and the conditions of any permission so granted have been complied with; and if any person prevents or obstructs anyone acting as aforesaid, he is guilty of an offence against this Act.

Regulations

6. The Governor in Council may make such regulations as he may deem expedient for regulating and controlling cinematograph and other similar exhibitions.

General penal clause

7. Any person guilty of an offence against this Act or against any provision of the regulations made under its provisions is liable on summary conviction to a fine of $3,840.

Burden of proof

8. In any prosecution under this Act, the onus of proving compliance with the provisions of this Act or of any regulations made thereunder shall lie on the defendant.

Penalty, how recovered

9. All penalties incurred under this Act may be recovered summarily under the provisions of the Magistrate's Code of Procedure Act.

Citation

10. This Act may be cited as the Cinematograph Act, Revised Statues of Anguilla, Chapter C35.

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