



Classification (Publications, Films and Computer Games) Amendment Regulations 2008 (No. 1)¹

Select Legislative Instrument 2008 No. 199

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Classification (Publications, Films and Computer Games) Act 1995*.

Dated 3 October 2008

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

BOB DEBUS
Minister for Home Affairs

1 Name of Regulations

These Regulations are the *Classification (Publications, Films and Computer Games) Amendment Regulations 2008 (No. 1)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Classification (Publications, Films and Computer Games) Regulations 2005*

Schedule 1 amends the *Classification (Publications, Films and Computer Games) Regulations 2005*.

Schedule 1 Amendments

(regulation 3)

[1] Paragraph 7 (1) (c)

substitute

(c) the fee for a film, other than a film for public exhibition or a film to which paragraph (d), (e), (f) or (g) or subregulation (1B) applies, is the amount mentioned in an item in Part 3 of Schedule 1 for a film of the running time mentioned in the item; and

[2] After subregulation 7 (1)

insert

(1A) For subparagraph 14 (1) (d) (i) and subsection 22A (2) of the Act, and subject to regulation 19, the fee for a film mentioned in subregulation (1B) is the amount mentioned in an item in Division 1A of Part 3 of Schedule 1 for a film with the duration of extra content mentioned in the item.

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- (1B) For subregulation (1A), the film is a film, other than a film for public exhibition, that:
- (a) comprises 1 or more classified films or certified exempt films; and
 - (b) has extra content not submitted with an assessment of additional content by an additional content assessor.

(1C) In subregulation (1A):

duration of extra content means the running time of the whole film minus the running time of the classified film or certified exempt film.

Note If a film comprises 1 or more classified films and certified exempt films, the running time of both types of films are to be deducted from the running time of the whole film when calculating a fee under subregulation 7 (1A).

[3] Subregulation 9 (1)

substitute

- (1) Subregulations (2) and (3) apply to an application under section 14 of the Act for classification of a film, other than a film for public exhibition, if it is accompanied by:
 - (a) the priority processing fee mentioned in Division 3 of Part 3 of Schedule 1; and
 - (b) the applicable fee for classification of the film mentioned in Part 3 of Schedule 1.

[4] After subregulation 9 (1)

insert

- (1A) Subregulations (2) and (3) apply to an application under section 17 of the Act for classification of a computer game if it is accompanied by:
 - (a) the applicable fee for classification of the computer game mentioned in Part 4 of Schedule 1; and
 - (b) the priority processing fee mentioned in Division 4 of Part 4 of Schedule 1.

[5] Subregulation 9 (3), notes 1 and 2*substitute*

Note Subsection 26 (4) of the Act sets out when notice of a decision must be given to an applicant.

[6] Schedule 1, Part 2, heading*substitute***Part 2 Fee for classification of a film for public exhibition**

(paragraphs 7 (1) (a) and (b))

[7] Schedule 1, Part 3, heading*substitute***Part 3 Fee for classification of a film other than a film for public exhibition**

(paragraphs 7 (1) (c) to (g) and subregulations 7 (1A) and 9 (1))

[8] Schedule 1, Part 3, after Division 1*insert***Division 1A Applications for classification of previously classified or certified exempt films with extra content not lodged under the Additional Content Assessor Scheme**

Item	Duration of extra content	Fee (\$)
1	0–60 minutes	510
2	61–120 minutes	700
3	121–180 minutes	840
4	181–240 minutes	1 010

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Item	Duration of extra content	Fee (\$)
5	241–300 minutes	1 180
6	301–400 minutes	1 420
7	401–500 minutes	1 660
8	501–600 minutes	1 910
9	601–700 minutes	2 120
10	701–800 minutes	2 460
11	More than 800 minutes	3 160

Note *Duration of extra content* is defined in subregulation 7 (1C).

[9] Schedule 1, Part 3, Division 2, item 1

after

Title change

insert

— paragraph 7 (1) (d)

[10] Schedule 1, Part 3, Division 2, item 2

omit

7 (e)

insert

7 (1) (e)

[11] Schedule 1, Part 3, Division 2, item 3

omit

7 (f) and (g)

insert

7 (1) (f) and (g)

[12] Schedule 1, Part 4, heading

substitute

Part 4 Fee for classification of a computer game

(regulation 8 and subregulation 9 (1A))

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.