



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

FILMS ACT

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this Act, current to December 2, 2015. It is intended for information and reference purposes only.

This document is *not* the official version of the Act. The Act and the amendments as printed under the authority of the Queen's Printer for the province should be consulted to determine the authoritative statement of the law.

For more information concerning the history of this Act, please see the *Table of Public Acts* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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FILMS ACT CHAPTER F-8

1. Definitions

In this Act

- (a) repealed by *2009,c.71,s.1*;
- (b) “**film**” means a cinematograph film including a video film, video tape, video cassette, video disc or any substitute therefor;
- (c) “**Minister**” means the Minister of Justice and Public Safety and Attorney General;
- (c.1) “**System**” means the approval and classification system of the Maritime Film Classification Section of the Alcohol and Gaming Division of the Department of Labour and Workforce Development of the Government of Nova Scotia;
- (d) “**video outlet**” means a retail establishment that, for consideration, sells, leases, rents, exchanges or distributes films for use in a video cassette recorder, video disc player or similar device. *1987,c.24,s.1; 1993,c.29,s.4; 1997,c.20,s.3; 2000,c.5,s.3; 2009,c.71,s.1; 2010,c.8,s.3; 2012,c.17,s.2; 2015,c.28,s.3.*

2. Excepted films

This Act does not apply to

- (a) educational films used for instruction in educational institutions;
- (b) cultural films;
- (c) heritage films;
- (d) religious films;
- (e) children’s cartoons;
- (f) travelogues;
- (g) political films;
- (h) films used for industrial or business promotions;
- (i) films of sporting events;
- (j) films exhibited in a theatre licensed for the exhibition of films;
- (k) films exhibited by a genuine film society that has received a permit therefor from the Minister. *1987,c.24,s.2.*

3. License

Repealed by *2004,c.32,s.1. 1987,c.24,s.3; 2004,c.32,s.1.*

4. Classification marks

- (1) The operator of a video outlet shall ensure that each of its films is marked with the classification awarded under the System, by a sticker affixed
- (a) to the container in which the film is kept; and
 - (b) to any other container used for display purposes.

Sticker not required

- (2) The sticker referred to in subsection (1) is not required on a container in which a film is kept or displayed if the classification given to the film under the System is printed directly on the container. *1987,c.24,s.4; 2009,c.71,s.2.*

5. Sale, etc. of unclassified film

- (1) An operator of a video outlet who, sells, leases, rents, exchanges or distributes any film that
- (a) has not been classified under the System; or
 - (b) does not bear a sticker evidencing the classification awarded under the System to that film,
- is guilty of an offence.

Exemption

- (2) For the purposes of clause (1)(b), an operator of a video outlet is not guilty of an offence if the classification given to the film under the System is printed directly on the film or film container. *1987,c.24,s.5; 2009,c.71,s.3.*

6. Alteration of films

Any person who alters any film or causes any film to be altered from its state as classified under the System is guilty of an offence. *1987,c.24,s.6; 2009,c.71,s.4.*

7. Inspectors

- (1) The Minister may appoint inspectors.

Powers

- (2) An inspector has the authority, during normal business hours, to enter and examine any film displayed in a video outlet and to seize any film in respect of which the inspector has reason to believe an offence under this Act has been committed. *1987,c.24,s.7; 2009,c.71,s.5.*

8. Penalty

Any person guilty of an offence is liable on summary conviction to a fine not exceeding \$1,000. *1987,c.24,s.8.*

9. Regulations

The Lieutenant Governor in Council may make regulations. *1987,c.24,s.9.*

