
DRAFT STATUTORY INSTRUMENTS

2015 No.

The Films (Definition of "British Film") Order 2015

The cultural test for documentary films

- 4.—(1) Paragraph 4B of Schedule 1 to the Films Act 1985⁽¹⁾ is amended as follows.
- (2) In sub-paragraph (2), for "16 points" substitute "18 points".
- (3) In sub-paragraph (3)—
- (a) for "16 points" substitute "18 points";
 - (b) in paragraph (a) after "United Kingdom" insert "or another EEA state";
 - (c) in paragraph (b)—
 - (i) for "characters" substitute "participants" (in each place);
 - (ii) omit "depicted" (in each place);
 - (iii) for "are British" substitute "are qualifying persons" (in each place);
 - (iv) for "is British" substitute "is a qualifying person" (in each place);
 - (v) for "character" substitute "participant";
 - (d) in paragraph (c) for "British" substitute "qualifying";
 - (e) in paragraph (d)—
 - (i) for "4 points" substitute "6 points" in both places;
 - (ii) for "the English language or in a recognised regional or minority language" substitute "a language recognised for official purposes in the United Kingdom or another EEA state"; and
 - (iii) for "3 points" substitute "4 points".
- (4) In sub-paragraph (4), for "British culture" substitute "one or more of the following—
- "(a) British creativity;
 - (b) British heritage;
 - (c) diversity".
- (5) For sub-paragraph (5), substitute—
- "(5) Up to 5 points shall be awarded in respect of work carried out in the making of the film as follows—
- (a) 4 points if at least 80% of the work carried out on any of the following is carried out in the United Kingdom (unless points are awarded under paragraph (b) or (c) below, in which case nil)—
 - (i) principal photography;
 - (ii) visual effects;
 - (iii) research and development;

(1) Paragraph 4B was inserted by [S.I. 2006/643](#) and amended by [S.I. 2006/3430](#).

- (iv) special effects;
 - (b) 2 points if at least 50% of the work carried out on any of the following is carried out in the United Kingdom—
 - (i) principal photography;
 - (ii) research and development;
 - (iii) special effects;
 - (c) 2 points if at least 50% of the work carried out on visual effects is carried out in the United Kingdom;
 - (d) 1 point if at least 50% of the work carried out on any of the following is carried out in the United Kingdom—
 - (i) performing and recording the music score created for the film;
 - (ii) audio post production;
 - (iii) picture post production.”.
- (6) In sub-paragraph (7)(b), for “characters” substitute “participants”.