

## SCHEDULES

[<sup>F1</sup>SCHEDULE 1

Section 22.

AMENDMENTS OF ACT WHICH HAVE EFFECT ON COMING INTO  
FORCE OF SECTION 12(11) OF THE FIRE PRECAUTIONS ACT 1971**Textual Amendments****F1** Sch. 1 repealed (S.) (1.10.2006) by The Fire (Scotland) Act 2005 (Consequential Modifications and Savings) Order 2006 (S.S.I. 2006/475), art. 1, sch. 2

- 1 In section 2(2), after the words “section 4 below” there shall be inserted the words “and any regulations made or having effect as if made under section 12 of the <sup>M1</sup>Fire Precautions Act 1971””.

**Marginal Citations****M1** 1971 c. 40.

- 2 In section 6, for subsection (3) there shall be substituted the following—
- “(3) The exemptions mentioned in section 5(3) above also have effect in relation to any film exhibition to which this section applies.”
- 3 The following provisions shall cease to have effect, namely—
- (a) in section 3—
    - (i) in subsection (1), paragraph (b);
    - (ii) in subsection (2), the words “the fire authority and”;
    - (iii) in subsection (3), the words “by the fire authority or”;
    - (iv) in subsection (10), the definition of “fire authority”;
  - (b) section 4(2)(a);
  - (c) in section 7(1)(j)a, the words “, to the fire authority”;
  - (d) in section 8—
    - (i) in subsection (1)(b), the words “, to the fire authority”;
    - (ii) in subsection (2), the definition of “fire authority”;
  - (e) in section 10; subsection (1)(d) and 2(c);
  - (f) in section 13—
    - (i) in subsections (1) and (4), the words “or of the fire authority”;
    - (ii) subsections 1(b) and (2);
    - (iii) in subsection (6), in the definition of “relevant provisions”, in paragraph (a) the words “or (2)(a)”, paragraph (b) and in paragraph (c) the words “or (2)(b)”;
  - (g) in section 16(3), the words “a fire authority and” and the words “that authority and”;

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(h) in section 21, the definition of “fire authority”.]

SCHEDULE 2

CONSEQUENTIAL AMENDMENTS

*Celluloid and Cinematograph Film Act 1922*

1 In paragraph (iii) of the proviso to section 2 of the <sup>M2</sup>Celluloid and Cinematograph Film Act 1922, for the words “the Cinematograph Act 1909” there shall be substituted the words “ section 1 of the Cinemas Act 1985” ”.

**Marginal Citations**

M2 1922 c. 35.

*Children and Young Persons Act 1933*

F22 .....

**Textual Amendments**

F2 Sch. 2 para. 2 repealed (24.11.2005) by [Licensing Act 2003 \(c. 17\)](#), s. 201(2), [Sch. 7](#) (with ss. 2(3), 15(2), 195); S.I. 2005/3056, art. 2(2) (with art. 4)

*Public Health Act 1936*

F33 .....

**Textual Amendments**

F3 Sch. 2 para. 3 repealed (24.11.2005) by [Licensing Act 2003 \(c. 17\)](#), s. 201(2), [Sch. 7](#) (with ss. 2(3), 15(2), 195); S.I. 2005/3056, art. 2(2) (with art. 4)

*Shops Act 1950*

F44 .....

**Textual Amendments**

F4 Sch. 2 para. 4 repealed (1.12.1994) by [1994 c. 40](#), s. 81, [Sch. 17](#); S.I. 1994/3037, [arts. 2, 3](#)

F55 .....

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**Textual Amendments**

**F5** Sch. 2 para. 5 repealed (1.12.1994) by 1994 c. 40, s. 81, **Sch. 17**; S.I. 1994/3037, **arts. 2, 3**

*Obscene Publications Act 1959*

**F6** .....

**Textual Amendments**

**F6** Sch. 2 para. 6 repealed (24.11.2005) by **Licensing Act 2003** (c. 17), s. 201(2), **Sch. 7** (with ss. 2(3), 15(2), 195); S.I. 2005/3056, **art. 2(2)** (with **art. 4**)

*Offices, Shops and Railway Premises Act 1963*

**F7** .....

**Textual Amendments**

**F7** Sch. 2 para. 7 repealed (24.11.2005) by **Licensing Act 2003** (c. 17), s. 201(2), **Sch. 7** (with ss. 2(3), 15(2), 195); S.I. 2005/3056, **art. 2(2)** (with **art. 4**)

*Greater London Council (General Powers) Act 1966*

**F8** .....

**Textual Amendments**

**F8** Sch. 2 para. 8 repealed (24.11.2005) by **Licensing Act 2003** (c. 17), s. 201(2), **Sch. 7** (with ss. 2(3), 15(2), 195); S.I. 2005/3056, **art. 2(2)** (with **art. 4**)

*Fire Precautions Act 1971*

**F9** [<sup>F9</sup>In subsection (11) of section 12 of the <sup>M3</sup>Fire Precautions Act 1971, for the words “by virtue of section 2(1)(a) of the Cinematograph Act 1952 under the Cinematograph Act 1909” there shall be substituted the words “under section 4(2) (a) of the Cinemas Act 1985”.]

**Textual Amendments**

**F9** Sch. 2 para. 9 repealed (S.) (1.10.2006) by **The Fire (Scotland) Act 2005** (Consequential Modifications and Savings) Order 2006 (S.S.I. 2006/475), **art. 1, sch. 2**

**Marginal Citations**

**M3** 1971 c. 40.

*Changes to legislation:* There are currently no known outstanding effects for the Cinemas Act 1985. (See end of Document for details)

*Criminal Procedure (Scotland) Act 1975*

10 In section 289D(1A) of the <sup>M4</sup>Criminal Procedure (Scotland) Act 1975, for paragraph (f) there shall be substituted the following—  
“(f) section 11(1)(a) of the Cinemas Act 1985;”.

**Marginal Citations**  
M4 1975 c. 21.

*Magistrates’ Courts Act 1980*

11 ..... <sup>F10</sup>

**Textual Amendments**  
F10 Sch. 2 para. 11 repealed by Criminal Justice Act 1988 (c. 33, SIF 39:1), ss. 123(6), 170(2), Sch. 8 para. 16, Sch. 16

<sup>F11</sup>12 .....

**Textual Amendments**  
F11 Sch. 2 para. 12 repealed (1.4.2005) by Courts Act 2003 (c. 39), s. 110(1), Sch. 10; S.I. 2005/910, art. 3(aa)

*Indecent Displays (Control) Act 1981*

13 In section 1(4) of the <sup>M5</sup>Indecent Displays (Control) Act 1981 for paragraph (e) there shall be substituted the following—  
“(e) included in a film exhibition as defined in the Cinemas Act 1985—  
(i) given in a place which as regards that exhibition is required to be licensed under section 1 of that Act or by virtue only of section 5, 7 or 8 of that Act is not required to be so licensed;  
or  
(ii) which is an exhibition to which section 6 of that Act applies given by an exempted organisation as defined in subsection (6) of that section.”

**Marginal Citations**  
M5 1981 c. 42.

*Local Government (Miscellaneous Provisions) Act 1982*

<sup>F12</sup>14 .....

*Changes to legislation: There are currently no known outstanding effects for the Cinemas Act 1985. (See end of Document for details)*

**Textual Amendments**

**F12** Sch. 2 para. 14 repealed (24.11.2005) by [Licensing Act 2003 \(c. 17\)](#), s. 201(2), [Sch. 7](#) (with ss. 2(3), 15(2), 195); [S.I. 2005/3056](#), art. 2(2) (with art. 4)

<sup>F13</sup>15 .....

**Textual Amendments**

**F13** Sch. 2 para. 15 repealed (24.11.2005) by [Licensing Act 2003 \(c. 17\)](#), s. 201(2), [Sch. 7](#) (with ss. 2(3), 15(2), 195); [S.I. 2005/3056](#), art. 2(2) (with art. 4)

16 In paragraph 3(2) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982—

<sup>F14</sup>(a) .....

(b) for paragraph (b) there shall be substituted the following—

“(b) of their use for an exhibition to which section 6 of that Act (certain non-commercial exhibitions) applies given by an exempted organisation within the meaning of section 6(6) of that Act.”

**Textual Amendments**

**F14** Sch. 2 para. 16(a) and word repealed (24.11.2005) by [Licensing Act 2003 \(c. 17\)](#), s. 201(2), [Sch. 7](#) (with ss. 2(3), 15(2), 195); [S.I. 2005/3056](#), art. 2(2) (with art. 4)

*Civic Government (Scotland) Act 1982*

17 In section 41(2)(d) of the <sup>M6</sup>Civic Government (Scotland) Act 1982, for the words “the Cinematograph Act 1909” there shall be substituted the words “ section 1 of the Cinemas Act 1985 ”.

**Marginal Citations**

**M6** 1982 c. 45.

*Video Recordings Act 1984*

18 (1) Section 3 of the <sup>M7</sup>Video Recordings Act 1984 shall be amended as follows.

(2) In subsection (6)(b), for the words from “an exempted” to “(cinematograph” there shall be substituted the words “ a film exhibition to which section 6 of the Cinemas Act 1984 applies (film ”.

(3) For subsection (7) there shall be substituted the following—

“(7) The premises referred to in subsection (6) above are—

(a) premises in respect of which a licence under section 1 of the Cinemas Act 1985 is in force,

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- (b) premises falling within section 7 of that Act (premises used only occasionally and exceptionally for film exhibitions), or
- (c) premises falling within section 8 of that Act (building or structure of a movable character) in respect of which such a licence as is mentioned in subsection (1)(a) of that section has been granted.”

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**Marginal Citations**

M7 1984 c. 39.

SCHEDULE 3

ENACTMENTS REPEALED

| Chapter                            | Short title   | Extent of repeal   |
|------------------------------------|---|--|
| 9 Edw. 7. c. 30.                   | The Cinematograph Act 1909.                         | The whole Act.   |
| 22 & 23 Geo. 5 c. 51.              | The Sunday Entertainments Act 1932.                 | Section 1.<br><br>In section 4, paragraph (a), the words “cinematograph entertainment or” and the words “allowed under this Act or”.<br><br>In section 5, the definition of “cinematograph entertainment”.                             |
| 23 & 24 Geo. 5 c. 12.              | The Children and Young Persons Act 1933.            | In section 12(3), the words “under the Cinematograph Act, 1909, or”.   |
| 1 Edw. 8 & 1 Geo. 6. c. 37.        | The Children and Young Persons (Scotland) Act 1937. | In section 23(3), the words “under the Cinematograph Act, 1909, or”.   |
| 15 & 16 Geo. 6 & 1 Eliz. 2. c. 68. | The Cinematograph Act 1952.                         | The whole Act.   |
| 1963 c. 33.                        | The London Government Act 1963.                     | In section 52, subsection (2) and, in subsection (3), the words from “and with” to the end.<br><br>In Schedule 12, in paragraph 17(1), the words “the Cinematograph Act 1909 or”, in paragraph 18, paragraph (b), and paragraph 19(5). |

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|             |   |   |
|-------------|---|---|
| 1966 c. 42. | The Local Government Act 1966.                            | In Schedule 3, in Part II, the entry numbered 12.                       |
| 1966 c. 51. | The Local Government (Scotland) Act 1966.                 | In Schedule 4, in Part II, the entry numbered 10.                       |
| 1967 c. 19. | The Private Places of Entertainment (Licensing) Act 1967. | In section 2(3), the words from the beginning to “such enactment; and”. |
| 1971 c. 40. | The Fire Precautions Act 1971.                            | Section 12(12).   |
| 1972 c. 19. | The Sunday Cinema Act 1972.                               | The whole Act.  |
| 1972 c. 70. | The Local Government Act 1972.                            | Section 204(5).   |
| 1973 c. 65. | The Local Government (Scotland) Act 1973.                 | Section 188(3)(a).<br>In Schedule 24, paragraph 33.                     |
| 1977 c. 45. | The Criminal Law Act 1977.                                | Section 53(4).  |
| 1982 c. 33. | The Cinematograph (Amendment) Act 1982.                   | The whole Act.  |
| 1984 c. 12. | The Telecommunications Act 1984.                          | In Schedule 4, paragraphs 11 and 85.                                    |
| 1984 c. 46. | The Cable and Broadcasting Act 1984.                      | In Schedule 5, paragraphs 3 and 42.                                     |

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#### TABLE OF DERIVATIONS

*Note:* The following abbreviations are used in this Table:—

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|            |  |
|------------|--|
| 1909       | = The Cinematograph Act 1909 (9 Edw. 7. c. 30)                   |
| 1932       | = The Sunday Entertainments Act 1932 (22 & 23 Geo. 5. c. 51)     |
| 1952       | = The Cinematograph Act 1952 (15 & 16 Geo. 6 & 1 Eliz. 2. c. 68) |
| 1963       | = The London Government Act 1963 (c. 33)                         |
| 1972       | = The Sunday Cinema Act 1972 (c. 19)                             |
| 1972 c. 70 | = The Local Government Act 1972 (c. 70)                          |
| 1973 c. 65 | = The Local Government (Scotland) Act 1973 (c. 65)               |
| 1975 c. 21 | = The Criminal Procedure (Scotland) Act 1975 (c. 21)             |
| 1982       | = The Cinematograph (Amendment) Act 1982 (c. 33)                 |

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|------------|---|
| 1982 c. 48 | = The Criminal Justice Act 1982 (c. 48)   |
| 1984 c. 12 | = The Telecommunications Act 1984 (c. 12)   |
| 1984 c. 46 | = The Cable and Broadcasting Act 1984 (c. 46)   |
| 1984 c. 60 | = The Police and Criminal Evidence Act 1984 (c. 60)   |
| R          | = The recommendation of the Law Commission contained in their Report (Cmnd. 9425) on this Act.  |
| Provision  | Derivation  |
| 1(1)       | 1909 s. 1(1); 1982 Sch. 1, para. 1.   |
| (2)        | 1909 s. 2(1); 1952 Sch.; 1972 c. 70 s. 204(5)(a); 1973 c. 65 Sch. 24, para. 33; 1982 Sch. 1, para. 2(1).  |
| (3)        | 1952 s. 3.  |
| 2          | 1952 s. 4(1), (2).  |
| 3(1)(3)    | 1982 s. 3(1)(3).  |
| (4)        | 1909 s. 2(2); 1982 Sch. 1, para. 2(2).  |
| (5)        | 1909 s. 2(3); 1972 c. 70 s. 204(5)(a); 1973 c. 65 Sch. 24, para. 33.  |
| (6)        | 1982 s. 3(4).   |
| (7)        | 1909 s. 2(5); Fees for Cinematograph Licences (Variation) Order 1981 (S.I. 1981/1411); Fees for Cinematograph Licences (Variation) (Scotland) Order 1981 (S.I. 1981/1421).  |
| (8)(9)     | Local Government Act 1966 (c. 42) ss. 35(2), 40, Sch. 3 Pt.II; Local Government (Scotland) Act 1966 (c. 51) s. 42(2), (3), Sch. 4 Pt. II.   |
| (10)       | 1909 s. 7(2); 1982 s. 9(1), Sch. 1, para. 3(1)(a) (“chief officer of police”, “fire authority”); 1952 s. 4(3); 1982 ss. 3(5), 9(1) (“licence”); 1909 s. 2(1); 1952 s. 9(1); 1982 s. 9(1), Sch. 1, para. 2(1) (“licensing authority”). |
| 4(1)       | 1909 s. 1(2); 1982 Sch. 1, para. 1.   |
| (2)        | 1952 s. 2(1).   |
| (3)        | Statutory Instruments Act 1946 (c. 36) s. 1(2); 1952 s. 2(2).   |
| 5(1)       | 1909 s. 7(5); 1982 Sch. 1, para. 3(3).  |
| (2)        | 1982 s. 2(1), (2).  |

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| (3)       | 1909 s. 7(4); 1982 Sch. 1, para. 3(3).   |
| 6(1)      | 1952 s. 5(1), (3); 1982 s. 9(1).   |
| (2)       | 1982 s. 2(1), (2).   |
| (3)       | 1952 s. 5(1).  |
| (4)       | 1952 s. 5(2).  |
| (5)       | 1952 s. 5(3).  |
| (6)       | 1952 s. 5(4); 1982 Sch. 1, para. 7(1).   |
| (7)       | 1952 s. 5(5); 1982 Sch. 1, para. 7(1).   |
| (8)       | 1982 Sch. 1 para. 7(2).  |
| 7(1)      | 1909 s. 7(2); 1982 Sch. 1 para. 3(1).  |
| (2)       | 1909 s. 7(4)(d); 1952 s. 5(1)(a); 1982 Sch. 1, para. 3(3).   |
| 8         | 1909 s. 7(3); 1982 Sch. 1, para. 3(2).   |
| 9(1)      | 1932 s. 4; R.  |
| (2)(3)    | 1932 s. 1(1); R.   |
| (4)       | 1932 s. 1(4); Criminal Law Act 1977 (c. 45) s. 31(5), (6); 1982 c. 48 s. 46.   |
| (5) (7)   | 1932 s. 1(3).  |
| (8)       | 1932 s. 6(3).  |
| 10        | 1982 s. 7(1) (3).  |
| 11(1)     | 1975 c. 21 s. 289G; 1982 s. 7(4); 1982 c. 48 ss. 46, 54; Criminal Penalties etc. (Increase) Order 1984 (S.I. 1984/447); Increase of Criminal Penalties etc. (Scotland) Order 1984 (S.I. 1984/526). |
| (2)(3)    | 1982 s. 7(5), (6).   |
| 12(1)     | Children and Young Persons Act 1933 (c. 12) s. 12(3); Children and Young Persons (Scotland) Act 1937 (c. 37) s. 23(3); 1982 s. 7(7).   |
| (2)       | 1982 s. 7(7).  |
| 13(1) (4) | 1982 s. 5(1) (4).  |
| (5)       | 1975 c. 21 s. 289G; 1982 s. 5(5); 1982 c. 48 ss. 46, 54.   |
| (6)       | 1982 s. 5(6).  |
| (7)       | 1932 s. 1(2); 1982 Sch. 1, para. 4.  |
| (8)       | 1984 c. 60 s. 9(2).  |
| 14(1)     | 1982 s. 6(1).  |

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| (2)      | 1982 s. 6(2).   |
| (3)      | 1982 s. 6(1); 1984 c. 60 s. 26(1).  |
| 15       | 1982 s. 8.  |
| 16(1)    | 1982 s. 4(1)  |
| (2)      | 1972 s. 2; 1982 Sch. 1, para. 11.   |
| (3) (5)  | 1982 s. 4(2) (4).   |
| 17       | 1963 Sch. 12, para. 17.   |
| 18(1)    | 1963 Sch. 12, para. 18.   |
| (2)      | 1963 Sch. 12, para. 19(5).  |
| 19(1)(2) | 1952 s. 7(1), (2).  |
| (3)      | 1952 s. 7(1); Private Places of Entertainment (Licensing) Act 1967 (c. 19) s. 2(3).   |
| 20       | 1982 s. 2(3) (6).   |
| 21(1)    | 1952 s. 9(1) (“child”); 1909 s. 1(3); 1952 s. 9(1); 1982 s. 1, Sch. 1, paras. 1, 8; 1984 c. 12 Sch. 4, paras. 11, 85; 1984 c. 46 s. 56(2), Sch. 5, paras. 3, 42 (“film exhibition”); 1909 ss. 2(1), 7(6); 1963 s. 52(2); 1972 c. 70 s. 204(5); 1973 c. 65 s. 188(3)(a), Sch. 24, para. 33; 1982 s. 9(1), Sch. 1, paras. 2(1), 3(3) (“local authority”). |
| (2)      | 1982 s. 9(2).   |
| 22       | Fire Precautions Act 1971 (c. 40) s. 12(11), (12); 1982 s. 10(3).   |
| 23       | [Transitional provisions.]  |
| 24       | [Consequential amendments and repeals.]   |
| 25       | [Citation etc.]   |
| Sch. 1   | Fire Precautions Act 1971 (c. 40) ss. 12(11), (12); 1982 s. 10(3).  |
| Sch. 2   | [Consequential amendments]  |
| Sch. 3   | [Enactments repealed]   |

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There are currently no known outstanding effects for the Cinemas Act 1985.