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STATUTORY INSTRUMENTS

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**2015 No. 86**

**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<sup>(1)</sup> 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;

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

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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- (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”.