

1995

- AUSTRALIAN CAPITAL TERRITORY LEGISLATIVE ASSEMBLY

**CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES)
(ENFORCEMENT) REGULATIONS**

EXPLANATORY MEMORANDUM

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**CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES)
(ENFORCEMENT) REGULATIONS**

The Classification (Publications, Films and Computer Games) (Enforcement) Regulations (the Regulations) are made under the *Classification (Publications, Films and Computer Games) (Enforcement) Act 1995* (the Act). The Act is part of the Australian Capital Territory's contribution to the new national classification scheme. The Act provides for:

- controls on the exhibition of films consistently with their classification;
- restrictions and conditions on the sale of films;
- restrictions and conditions on the sale of certain publications;
- restrictions and conditions on the demonstration and sale of computer games; and
- controls on the way in which publications, films and computer games may be advertised.

The Regulations prescribe areas for the purposes of the sale and exhibition of X classified films and specify requirements for warnings at the entrance to restricted publications areas. The Regulations carry over existing arrangements for these matters from the Publications Control Regulations under the *Publications Control Act 1989* which is repealed by the Act. Details of the Regulations are as follows.

Regulation 1 provides for the manner in which the Regulations may be cited.

Regulation 2 provides for the commencement of the Regulations. The commencement is linked to the commencement of the Act.

Regulation 3 defines references to the Act in the Regulations as references to the *Classification (Publications, Films and Computer Games) (Enforcement) Act 1995*.

Regulation 4 provides that the Divisions of Hume, Fyshwick and Mitchell are prescribed for the purposes of the Act. This continues existing arrangements whereby X classified films may only be exhibited or sold from those areas. In addition to restricting the exhibition and sale to Hume, Fyshwick and Mitchell, the Act additionally provides that X classified films may only be sold from restricted publications areas within those areas and may only be exhibited by means of a slot-machine.

Regulation 5 specifies the notice that must be displayed in a prominent place on or near each entrance to a restricted publications area. This notice is intended to ensure that persons entering the area are forewarned of the nature of the material contained on the premises.