

PARLIAMENT OF CEYLON

4th Session 1968-69



Public Performances (Amendment) Act, No. 11 of 1969

Date of Assent : June 1, 1969

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*Public Performances (Amendment)
Act, No. 11 of 1969*

L. D.—O. 52/66.

AN ACT TO AMEND THE PUBLIC PERFORMANCES
ORDINANCE.

Chapter 176,
Volume VI,
page 725.

[Date of Assent: June 1, 1969]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Public Performances (Amendment) Act, No. 11 of 1969.

Short title.

2. The long title of the Public Performances Ordinance (as last amended by Act No. 40 of 1961 and Act No. 26 of 1964), hereinafter referred to as "the principal enactment", is hereby amended by the substitution, for the words "PUBLIC PERFORMANCES AND CARNIVALS.", of the words "PUBLIC PERFORMANCES AND CARNIVALS, AND FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO."

Amendment of
the long title
of Chapter 176.

3. Section 2 of the principal enactment is hereby amended by the insertion, immediately after the definition of "carnival", of the following new definitions:—

Amendment of
section 2 of
the principal
enactment.

"cinema" means any place ordinarily used for the exhibition of pictures or optical effects by means of a cinematograph, magic lantern, or other similar apparatus;

"club" means any body of persons, whether corporate or unincorporate, associated together for a common purpose;

4. Section 6 of the principal enactment is hereby amended as follows:—

Amendment of
section 6 of
the principal
enactment.

(a) by the repeal of sub-section (1) of that section, and the substitution therefor of the following new sub-section:—

"(1) (a) Subject to the provisions of sub-section (9), no public performance shall, unless it has been certified by a certifying

authority as suitable for public exhibition and such certificate remains unrevoked, be exhibited or presented either—

- (i) to the public in any premises, whether public or private; or
- (ii) to the members of any club in any cinema, building, erection or other premises authorized, for the time being, to be used for public performances under a licence or permit issued by a Municipal Council or other local authority.

(b) No exhibition of pictures or optical effects, by means of a cinematograph, magic lantern or other similar apparatus, which has not been submitted to or viewed by a certifying authority, shall be exhibited or presented either—

- (i) to the public in any premises, whether public or private; or
- (ii) to the members of any club in any cinema, building, erection or other premises authorized, for the time being, to be used for public performances under a licence or permit issued by a Municipal Council or other local authority. ”; and

b) by the repeal of sub-section (10) of that section, and the substitution therefor of the following new sub-section:—

“ (10) The Minister may by Order published in the *Gazette*—

- (a) prescribe a fee or charge to be paid in respect of any public performance submitted to and viewed by the certifying authority;
- (b) provide for the collection or recovery of such fee or charge and the disposal thereof upon collection or recovery;

- (c) make such provision as he may consider necessary for carrying out or giving effect to the principles and purposes of this section, including provision for or in respect of any matter authorized or required by this section to be prescribed. ”.

5. The following new section is hereby inserted immediately after section 6, and shall have effect as section 7, of the principal enactment:—

Insertion of
new section 7
in the principal
enactment.

“ Reference to
the order of a
certifying
authority in
advertisements
relating to
a film.

7. Any person who, without the previous sanction of a certifying authority, prints, publishes, distributes or posts up, or causes to be printed, published, distributed or posted up, any newspaper advertisement, handbill, placard or poster which contains any reference to any order or decision of such certifying authority or any part thereof in respect of any public performance, shall be guilty of an offence, and shall be liable, on conviction after summary trial before a Magistrate, to a fine not exceeding one thousand rupees or to imprisonment of either description for any period not exceeding six months. ”.