

CINEMATOGRAPHICAL FILMING OF PROTECTED ANTIQUITIES RULES, 1980

Islamabad, the 4th October, 1980

NOTIFICATION

S.R.O. 1037 (I)/80 - In exercise of the powers conferred by section 37 of the Antiquities Act, 1975 (VII of 1976) the Federal Government is pleased to make the following rules, the same having been previously published as required by sub-section (I) of the said section, namely:-

1. Short title and commencement - (1) These rules may be called the Cinematographical Filming of protected Antiquities Rules, 1980

(2) They shall come into force at once .

2. Definitions - In these rules, unless there is anything repugnant in the subject or context,-

- (a) ' Act ' means the Antiquities Act, 1975(VII of 1976);
- (b) ' Form ' means a form appended to these rules;
- (c) ' Licence' means a licence issued under rule 4;
- (d) ' Licensee' means a person to whom a licence is issued ; and
- (e) ' Superintendent' means the Superintendent of Archaeology.

3. Application for licence - (1) Any person desiring to make a cinematograph film of any protected antiquity or any part thereof may apply for a licence to the Director at least fifteen days before the date for filming such antiquity:

Provided that where a documentary film is made by the Department of Archaeology and Museums for the projection of cultural heritage or publicity of its activities, the Director may permit the making of film without a licence.

(2) An application under sub-rule (1) shall be in Form 'A' and shall be accompanied by security deposit of two thousand rupees.

4. Grant of a licence - The Director may, on being satisfied that the applicant has complied with the provisions of rule 3, grant him a licence in Form 'B' on payment of the fee in advance at the following rates, namely:-

- (a) For first day (during opening hours of the antiquity) Rs. 1,000 ; and
For each subsequent day or part there an increase of Rs. 200 over the of. fee for the preceding day.
- (b) First night (between the closing and Rs. 1,500, and the opening time of the antiquity). For each subsequent night or part thereof. an increase of Rs.500 over the fee for the preceding night.

5. Exemption from security and fee- Where a documentary film is made by the Federal Government or a Provincial Government through any of its Departments, agencies or filming units, the Director may, on an application made to him, exempt such Department, agency, or filming unit from depositing the security under rule 3 and the payment of fee under rule 4.

6. Payment of other charges by the licensee - (1) In addition to the fee prescribed in rule 4 a licensee shall be required to defray the following charges, namely :-

- (a) Wages of the attendants; and
- (b) cost of the police guards.

(2) The number and the wages of the attendants who will be on duty during the period of the filming operation shall be determined by the Superintendent.

(3) The licensee will arrange for the police guard from the local police station and the charges for such police guard will also be borne by the licensee.

7. Condition of a licence - A licence shall be non-transferable and the licensee shall

- (a) be responsible for maintenance and upkeep of the antiquity during the filming operations;
- (b) pay such compensation for any damage or loss caused to the antiquity as assessed by the Director whose decision shall be final and in case any damage or loss is reported during the filming operation, the licensee shall not be permitted to proceed with the shooting of film unless the payment of compensation is made or is satisfied from the security deposit;
- (c) not bring any vehicle other than the equipment vehicles in such area or part of the area of the protected antiquity which is prohibited to vehicular traffic;
- (d) not do anything which may expose any part of the antiquity to any risk of damage or loss;
- (e) not make films of the scenes in, or near any tomb, mosque or temple situated in a protected antiquity;
- (f) place the generating plant for electric power, if any, at a safe distance from the antiquity;
- (g) mount the lamps on moveable stands and refrain from hanging such lamps against the walls of the antiquity;
- (h) not make films of such scenes which may be susceptible of offending religion of any sect or community;
- (i) take care that the flower beds, shrubs and lawns in the grounds attached to the antiquity are not damaged; and
- (j) not himself or allow any person working with him to behave in a noisy or unseemly manner.

(2) A licence issued under these rules shall be liable to cancellation without notice if any of the provisions of these rules or any other law or rules are not strictly complied with.

8. Refund of security deposit - The Security deposit referred to in rule 3 shall be refunded to the licensee after the completion of the filming operation;

Provided that, in case any damage or loss is caused to any antiquity, the cost of such damage or loss as assessed by the Director shall be deducted from such security deposit.

9. Refund of fee - Where a licensee desires for cancellation of the licence issued under rule 4 or intends to discontinue the filming of protected antiquity the fee paid by him shall not be refunded unless he applied for cancellation of the licence at least five days before the first day for which the licence for filming was issued or before the day from which he intends to discontinue the filming.

10. Facilities to the licensee - All reasonable facilities shall be provided to the licensee for smooth conduct of filming of the protected antiquity:

Provided that the subordinate officials of the Archaeological Department shall not assist the licensee in detriment to their normal duties:

Provided further that ordinarily the protected antiquity shall not be closed to public during its filming by a licensee.

11. Repeal - The Cinematographical Filming of Protected Antiquities Rules, 1973 are hereby repealed.

FORM 'A'
(See rule 5)

Application for licence to make a cinematograph film of a protected antiquity.

- (1) Name and address of the applicant
(in block letters)
- (2) The exact date and time for which permission is require
- (3) Full description of the protected antiquity of which the film is to be made
- (4) The portion or portions of the protected antiquity of which the film is to be made
- (5) Purpose of film whether commercial or otherwise
- (6) The number of equipment, vehicles which the applicant wishes to take to the antiquity
- (7) The route by which these vehicles will be taken to the site of the film making

I undertake to abide by the provisions of the Antiquities Act, 1975 (VII of 1976), and the Cinematographical Filming of Protected Antiquities Rules, 1980.

Dated

Signature of applicant

FORMS 'B'
(See rules 4)

No. of licence

Licence to make a cinematograph film of a protected antiquity.

- (1) Name and address of the applicant
(in block letters)
- (2) The exact date and time for which permission is granted
- (3) Purpose of film whether commercial or otherwise
- (4) The portion or portions of the protected antiquity of which the film is
to be made
- (5) The number of equipment vehicles which the applicant is allowed to
take to the antiquity
- (6) The route by which these vehicles will be taken to the site of the film
making

Dated (Director General of Archaeology Pakistan)