

DEPARTMENT OF COMMUNICATIONS AND DIGITAL TECHNOLOGIES

NO. 1174

06 NOVEMBER 2020

**FILMS AND PUBLICATIONS ACT, 1996 (ACT NO. 65 OF 1996), AS AMENDED**

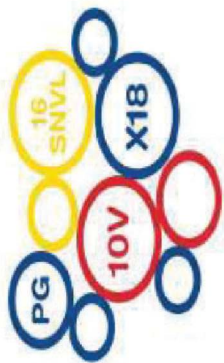
**AMENDED FILMS AND PUBLICATIONS TARIFF'S REGULATIONS, 2020**

1. I, Ms Stella Ndabeni-Abrahams, the Minister of Communications and Digital Technologies, in terms of section 31 (1)(a) of the Films and Publications Act, 1996 (Act No. 65 of 1996), as amended, hereby amend the Films and Publications Tariff's Regulations published under a notice under GG No. 39379 of 6 November 2015, by amendment of all sections, through the Amended Films and Publications Tariff's Regulations, 2020 going herewith.
2. Section 1 of the Amended Films and Publications Tariff's Regulations, 2020, which deals with Physical Content and Distributor Size, shall be duly effective from **Monday, 1 February 2021** whereas Section 2 of the Amended Films and Publications Tariff's Regulation, 2020, which deals with Online Distribution, shall be effective from **1 December 2020**.



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**Ms Stella Ndabeni-Abrahams, MP**  
**Minister of Communications and Digital Technologies**  
**Date: 03-10-2020**



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**Film and Publication Board  
 Tariffs  
 2020**

- 1. Physical Content and Distributor Size
- 1.1. Physical Content Tariffs

Tariff number	Serial number	Description	Fees with size differentiation		
			Small client	Medium client	Large client
<b>REGISTRATION</b>					
	<b>1</b>				
001	1.1	Distributor or exhibitor of films or interactive computer games, and mobile cellular and internet content (Online)	R 1,357.53	R 1,357.53	R 1,357.53
002	1.1.1	Distributor or exhibitor of films or interactive computer games, and mobile cellular and internet content (Manual)	R 1,816.33	R 1,816.33	R 1,816.33
003	1.2	Internet Service Provider	R 678.76	R 678.76	R 678.76



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004	1.3	Annual renewal of distribution certificate: Online	Registration	R 92.21	R 184.41	R 276.62
005	1.3.1	Annual renewal of distribution certificate: Manual	Registration	R 121.09	R 242.18	R 363.27
006	1.4	Issue of new certificate on change of details	Registration	R 145.53	R 289.95	R 435.48
<b>CLASSIFICATION</b>						
<b>Publication submitted in terms of section 16 (4) of the Films and Publications Act, 65 of 1996</b>						
007	2.1.1	Periodical (annual fee)	Classification – Publication submitted in terms of Section 16 (4) of the Act	R 9,123.88	R 18,247.76	R 27,371.64
008	2.1.2	Single Issue	Classification – Publication submitted in terms of Section 16 (4) of the Act	R 1,028.70	R 2,056.29	R 3,084.99
009	2.2.1.1	New release of original English language film	Classification – Films – Public entertainment format	R 1,901.87	R 3,802.63	R 5,704.51

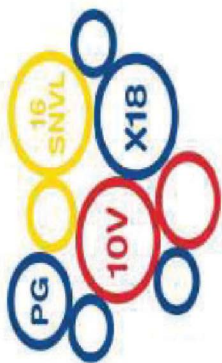


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010	2.2.1.2	New release of original non-English language film (Subtitled) – 50% of the original language	Classification – Films – Public entertainment format	R 950.94	R 1,900.76	R 2,851.70
011	2.2.1.3	New release of an adult movie (First 3 (three) hours)	Classification – Films – Public entertainment format	R 1,901.87	R 3,802.63	R 5,704.51
012	2.2.1.4	New release of an adult movie (3 (three) to 4 (four) hours)	Classification – Films – Public entertainment format	R 2,467.32	R 4,933.54	R 7,400.86
013	2.2.1.5	New release of an adult movie (4 (four) to 6 (six) hours)	Classification – Films – Public entertainment format	R 3,032.78	R 6,064.44	R 9,097.22
014	2.2.1.6	Trailer of a film (fee rate per minute)	Classification – Films – Public entertainment format	R 18.89	R 37.77	R 56.66
015	2.2.1.7	Re-release of original English language film – 50% of the applicable tariffs	Classification – Films – Public entertainment format	R 950.94	R 1,900.76	R 2,851.70
016	2.2.1.8	Re-release of original non-English language films (subtitled) – 50% of the applicable tariffs	Classification – Films – Public entertainment format	R 514.35	R 1,028.70	R 1,543.05

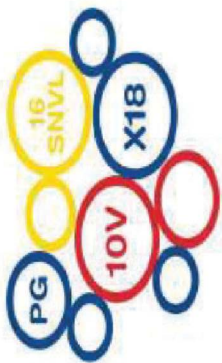


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Home entertainment format						
2.2.2						
017	2.2.2.1	New release of original English – language films (First hour)	Classification – Films – Home Entertainment format	R 854.29	R 1,615.39	R 2,423.61
018	2.2.2.2	New release of original English – language films (2 (two) to 3 (three) hours)	Classification – Films – Home Entertainment format	R 1,280.88	R 2,423.61	R 3,635.41
019	2.2.2.3	New release of original English – language films (3 (three) to 5 (five) hours)	Classification – Films – Home Entertainment format	R 1,708.57	R 3,231.83	R 4,848.26
020	2.2.2.4	New release of original non-English language film (Subtitled)	Classification – Films – Home Entertainment format	R 1,271.99	R 2,542.87	R 3,814.85
021	2.2.2.5	New release of original non-English language film (Not subtitled)	Classification – Films – Home Entertainment format	R 1,271.99	R 2,542.87	R 3,814.85
022	2.2.2.6	New release of an adult movie (First 3 (three) hours)	Classification – Films – Home Entertainment format	R 1,901.87	R 3,802.63	R 5,704.51



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023	2.2.2.7	New release of an adult movie (3 (three) to 4 (four) hours)	Classification – Films – Home Entertainment format	R 2,467.32	R 4,933.54	R 7,400.86
024	2.2.2.8	New release of an adult movie (4 (four) to 6 (six) hours)	Classification – Films – Home Entertainment format	R 3,032.78	R 6,064.44	R 9,097.22
025	2.2.2.9	Re-release of original English language film	Classification – Films – Home Entertainment format	R 427.70	R 854.29	R 1,281.99
026	2.2.2.10	Re-release of original non-English language film (subtitled)	Classification – Films – Home Entertainment format	R 636.55	R 1,271.99	R 1,908.54
027	2.2.2.11	Re-release of original non-English language film (not subtitled)	Classification – Films – Home Entertainment format	R 2,119.61	R 4,238.11	R 6,357.72
<b>Serials in any language or format</b>						
028	2.2.3.1	Foreign productions (first 3 (three) hours)	Classification – Films – Serials in any language or format	R 1,901.87	R 3,802.63	R 5,704.51
029	2.2.3.2	Foreign productions (per hour following first 3 (three) hours)	Classification – Films – Serials in any language or format	R 338.83	R 677.65	R 1,016.48

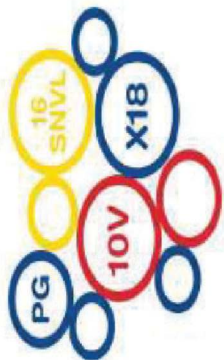


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030	2.2.3.4	South African productions (first 5 (five) hours)	Classification – Films – Serials in any language or format	R 1,901.87	R 3,802.63	R 5,704.51
031	2.2.3.5	South African productions (per hour following first 5 (five) hours)	Classification – Films – Serials in any language or format	R 338.83	R677.65	R 1 016.48
<b>Films produced in Africa</b>						
032	2.2.4.1	Public entertainment format	Classification – Films – Films produced in Africa	R 507.68	R 1,014.26	R 1,521.94
033	2.2.4.2	Home entertainment format	Classification – Films – Films produced in Africa	R 461.03	R 922.05	R 1,383.08
<b>INTERACTIVE COMPUTER GAMES</b>						
034	2.3.1	New release in original format	Classification – Interactive computer games	R 1,551.94	R 3,103.87	R 4,655.81
035	2.3.2	New release in different format	Classification – Interactive computer games	R 1,551.94	R 3,103.87	R 4,655.81
036	2.3.3	Re-release in original format	Classification – Interactive computer games	R 775.41	R 1,550.83	R 2,326.24



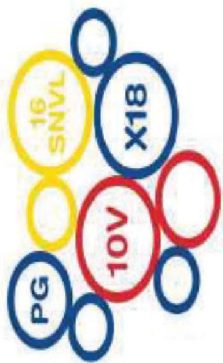
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037	2.3.4	Re-release in different format	Classification – Interactive computer games	R 775.41	R 1,550.83	R 2,326.24
038	2.3.5	Re-classification of games distributed with magazine	Classification – Interactive computer games	R 776.52	R 1,553.05	R 2,329.57
039	2.3.6	Posters of films and interactive computer games	Classification – Interactive computer games	R 25.55	R 51.10	R 76.65
<b>EXEMPTIONS</b>						
040	2.4.1	Exemption of Films for Film Festival	Classification – Exemptions	R 1,267.54	R 2,533.98	R 3,801.52
041	2.4.2	Exemption of a film in home-entertainment format	Classification – Exemptions	R 611.00	R 1,222.00	R 1,833.00
042	2.4.3	Exemption of a film in home-entertainment format (additional disc)	Classification – Exemptions	R 154.42	R 308.83	R 463.25
043	2.4.4	Exemption of an interactive computer game	Classification – Exemptions	R 760.97	R 1,520.83	R 2,281.80
044	2.4.5	Copy of a certificate of registration, classification or exemption or decision	Classification – Exemptions	R 289.95	R 289.95	R 289.95



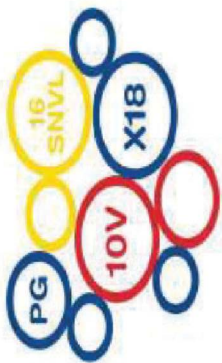


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045	2.4.6	List of all titles classified by the FPB (per year)	Classification – Exemptions	R 1,267.54	R 2,533.98	R 3,801.52
<b>APPEAL TO APPEAL TRIBUNAL</b>						
	<b>2.5</b>					
046	2.5.1	Trailer of film	Classification – Appeal to Appeal Tribunal	R 3,802.63	R 7,605.27	R 11,407.90
047	2.5.2	Appeal of a film	Classification – Appeal to Appeal Tribunal	R 3,802.63	R 7,605.27	R 11,407.90
048	2.5.3	Appeal of an adult film	Classification – Appeal to Appeal Tribunal	R 6,064.44	R 12,127.77	R 18,192.21
049	2.5.4	Copy of report of Appeal Tribunal	Classification – Appeal to Appeal Tribunal	R 45.55	R 91.09	R 136.64
050	2.5.5	Appeal of a computer game	Classification – Appeal to Appeal Tribunal	R 3,103.87	R 6,207.75	R 9 311.62
051	2.5.6	Periodical publication	Classification – Appeal to Appeal Tribunal	R18 247.76	R36 495. 52	R54 743. 28
052	2.5.7	Single issue publication	Classification – Appeal to Appeal Tribunal	R2 056.29	R4 112.58	R6 168. 87



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	<b>2.6</b>	<b>EXPEDITED CLASSIFICATION</b>
053	2.6	Expedited classification @ 25% above standard classification fee

**1.2. Split of revenue by client size**

Distributor size	Number of titles submitted previous year	Proportion of relevant fee income
Small	Less than 5 (five) titles	20%
Medium	5 (five) to 99 (ninety-nine) titles	50%
Large	100 (hundred) + titles	30%



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**2. Online Distribution**

**2.1. Online Distributor Annual License Fees (Films / Games)**

Number of Titles	Films	Serials
0 to 499 titles	R288.07 per title	R1 152.28 per season
500 to 999 titles	R230.46 per title	R921.82 per season
1 000 + titles	R184.37 per title	R737.45 per season

The fees above are applied in a stepped fashion (i.e. if a distributor offers more than 1,000 titles, the "0 to 499 titles" fee is applied for the first 499 titles, the "500 to 999 titles" fee is applied for the next 500 titles, and the "1 000 + titles" fee is applied for the remaining titles).

The above online distributor annual license fees are capped at 2 million Rands.

**3. Consumer Price Index Increase**

The above tariffs are subject to an annual Consumer Price Index (CPI) increase plus 1% effective from 1 April of every year duly published in the Government Gazette. The CPI indicates the annual headline consumer inflation rate published from time to time by Statistics South Africa (STATSSA) and broadly accepted as an economic inflation indicator. For the purposes of the Tariffs, the CPI will be calculated as the average CPI rates provided by STATSSA for the months 1 April from the preceding year to 31 March of the following year will constitute the CPI figure to be taken into account for any CPI-linked increments that must be implemented from 1 April of the applicable year.