

FILM LOCATION CHARGING SCHEDULE

1.0 PURPOSE OF THE FILM LOCATION CHARGING SCHEDULE

- 1.1 The purpose of this schedule is to set out the charges and application process that applies for filming on land and in property owned by Argyll and Bute Council.

2.0 BACKGROUND

- 2.1 Argyll and Bute Council recognises the positive contribution that film production and photography can make to the local area with particular regard to the direct economic benefits they can bring and the enhanced tourism interest in the region.

3.0 SCHEDULE OBJECTIVES

- 3.1 Argyll and Bute Council's Film Location Charging Schedule is intended to further the following key objectives:
- Maximise inward investment in the Argyll and Bute economy from film and television production;
 - Provide a clear and transparent fair process to assist the customer when providing a service to the film industry;
 - Promote the region in the best possible manner to encourage visitors and boost tourism;
 - Ensure all filming is conducted in a safe manner and the public's health and safety is protected at all times; and
 - Minimise any disruptive impact filming may have on others.

4.0 DECISION MAKING PROCESS

- 4.1 In determining whether or not the Council will grant permission to film on council land or property, the following checks will need to be made:
- **Ownership** – The public have legal rights of access to most areas of land, the foreshore and inland water whether publically or privately owned. The Council's Access Manager may need to provide advice for productions that need to restrict the public's rights of access to land or water including Core Paths and Public Rights of Way. Where a legal order is required to suspend the public's rights of access a charge will be made for this service.
 - **Trust/Community Involvement** – Appropriate checks will be made to ensure trusts and community groups legally involved with council owned assets are aware of filming and do not have any planned activities or events which may be disrupted.
 - **Service Delivery** – In the event that there has been a request to film in Council owned property where Live Argyll or Education deliver services, the decision will be made on the basis that filming does not affect the services delivered within these properties. The Transformation, Projects and Regeneration team in conjunction with Live Argyll/Education will strive to accommodate filming wherever possible (eg school holidays, closure days) but are aware of the importance of providing facilities to service users which cannot be interrupted.

- **Legal Restrictions** – In some instances there are restrictions on what activity can be carried out on a particular piece of land or property, which may restrict or prevent filming from taking place. In conducting their searches, Legal Services will determine whether or not any restrictions apply.
- **Insurance** – The council's Insurance Officer will be provided with a copy of the applicant's Public Liability Insurance and will ensure sufficient cover is in place when filming is taking place on council land or property. The agreement with the applicant will contain appropriate indemnities ensuring that the council will incur no liabilities in relation to any incidents which may occur when filming is taking place.
- **Dangerous Buildings** – Building Standards will check properties to ensure that they meet Health and Safety standards for filming to take place.
- **Reputation Management** – The Council's Communication Team will be asked to confirm that filming presents no reputational risk to either the council or the area.

5.2 OTHER DECISIONS

5.2.1 Further to the decisions which are needed in order to grant permission to film on council land, the Transformation, Projects and Regeneration team will internally co-ordinate other permissions needed from other council services relating to filming on council owned property or land.

5.2.2 **Parking Services** – Detailed parking plans need to be agreed with the council's Parking Manager; in particular for on-street parking for technical vehicles, equipment and bays to be reserved for continuity. Prior agreement must be secured from the Roads and Amenity service to block a footway for filming.

5.2.3 **Environmental Health** – Any filming which is likely to create a lot of noise or require filming at night should be referred to the council's Environmental Health Team so that they can determine whether such filming is appropriate and what restrictions may be required.

5.2.4 **Planning Services** – Planning permission may be required for some temporary structures. Queries should be directed to the council's Planning Department.

5.2.5 **Outdoor Access** – The public have legal rights of access to most areas of land, the foreshore and inland water whether publically or privately owned. The Council's Access Manager may need to provide advice for productions that need to restrict the public's rights of access to land or water including Core Paths and Public Rights of Way. Where a legal order is required to suspend the public's rights of access a charge will be made for this service.

6.0 CHARGES AND PAYMENTS

6.1 All charges will be paid and a location release agreement signed in advance of filming.

6.2 Payments for filming permits will be invoiced by Argyll and Bute Council.

7.0 EXCLUSIONS

7.1 Charges do not apply for the following individuals and organisations and no charge will therefore be taken by Argyll and Bute Council:

- Students creating films as part of their academic studies
- Registered charities or community groups (outlined in 7.1.2 & 7.1.3)
- Broadcasters generating news reports and news related features

7.1.1 **Students** – for the purpose of this schedule, a student is defined as someone who is in full or part-time education with an approved college or university and is undertaking filming as part of their course. In order to be able to film, the student(s) must be covered by insurance provided by their college or university.

7.1.2 **Charities** – no charge will apply to local organisations that are small scale registered charities with the Charity Commission. Large scale charities will be subject to the fees displayed in the attached charging schedule.

7.1.3 **Community groups** – no charge will apply to local voluntary and community groups. In order to qualify, an organisation must be based in Argyll and Bute, must be a formally constituted body, non-political and should be a non-profit making body.

7.1.4 **News reports** – no charge will apply to broadcasters or organisations filming a brief account or report of an event or news item that is occurring in the area.

8.0 ADDITIONAL CHARGES

8.1 The following may incur additional charges at cost:

- Removal of street furniture;
- Traffic and Abnormal road advice;
- Closure of footpaths and carparks;
- Use of council owned ferries and berthing charges;
- Officer time;
- Waste contract agreements;
- Amendments to insurances or contracts;
- Legal and estates services charges;
- Any damage or unkempt areas caused by a production company to the Councils asset;
- Facility fees relating to water, electricity, broadband etc.;
- Compensation to Live Argyll leisure membership if applicable.

8.2 Any additional charges will be considered on a case by case basis when and it will be the decision of the appropriate service to advise on what the cost may be and prepare invoices accordingly.

8.3 Please note site images will be taken before and after filming or event.

8.4 Statutory fees such as temporary traffic orders, legal orders and standard car parking charges will always be charged where appropriate.

9.0 CANCELLATIONS AND REFUNDS

- 9.1 In the event of the Production Company cancelling the hire the of the location less than seven days, but more than 48 hours before commencement of the Initial Use Period or Further Use Period (as applicable), a cancellation fee equivalent to 20% of the fees shall be payable. In the event of the Company cancelling the hire of the Location less than 48 hours before commencement of the Initial Use Period or Further Use Period (as applicable), a cancellation fee equivalent to 50% of the fees shall be payable.
- 9.2 Should the filming need to be cancelled due to weather we will look to re-accommodate the activity on another date. If not rescheduled, the cancellation policy point outlined in 9.1 will be implemented.

10.0 TABLE OF STANDARD FILM LOCATION HIRE CHARGES

10.1 The following table lays out the initial standard charges (Non inclusive of additional charges and VAT) for filming on council land/property:

Production Genre	Type of Request	Classification (<i>Budget</i>)	Charge (Per Day)
Feature Film	Major US: <i>eg Bond, Jurassic World</i>	High End (£100m+)	£1260.00
	Large US: <i>eg Les Miserable</i>	Medium High (£60m+)	£960.00
	Major UK/US Indie: <i>eg Rush, Theory of Everything</i>	Medium (£20m+)	£660.00
	Medium: <i>eg The Worlds End</i>	Medium/Low (£10m+)	£480.00
	Low: <i>eg 71, Alan Partridge, Alpha Papa</i>	Low (£1.5m+)	£240.00
	Micro: <i>eg IFeatures</i>	Micro (<1.5M)	£50.00
Television	Domestic/International receiving Tax Relief: <i>eg Penny Dreadful, The Game</i>	High End Tax Relief	£660.00
	Period Drama: <i>eg Call the Midwife, The Village</i>	High End Domestic	£540.00
	Soap/Drama Series: <i>eg Sherlock, Corrie, EastEnders</i>	Medium	£480.00
	Sitcom/Comedy/Drama: <i>eg Family Tree, My Mad Fat Diary</i>	Medium	£300.00
	Pilot/Light Entertainment/High End Documentaries/Factual: <i>eg Springwatch, Great British Bake Off</i>	Low	£105.00
	Low-end Doc/Factual: <i>eg Great Railway Journeys</i>	Low	£50.00
Commercials	High Profile: <i>eg :McDonalds, Lagavullin Whisky (International)</i>	High (> £1M)	£600.00
	Medium Profile: <i>eg: Ford, Skoda, Peugeot (National)</i>	Medium (< £1M)	£360.00
	Low Profile: <i>eg: Short promos (Regional)</i>	Low (< £250k)	£105.00
Music Videos	High Profile: <i>eg Florence and the Machine</i>	High	£90.00
	Low Profile: <i>eg Corporate etc.</i>	Low	£50.00