

DEPARTMENT OF COMMUNICATIONS AND DIGITAL TECHNOLOGIES

NO. 4384

16 February 2024

FILMS AND PUBLICATIONS ACT, 1996 (ACT NO. 65 OF 1996), AS AMENDED**FILMS AND PUBLICATIONS AMENDMENT TARIFF'S REGULATIONS, 2020**

I, Dr Mashilo Boloka, the Chief Executive Officer of the Film and Publication Board hereby publish the revised Films and Publication Board Amended Tariff's Regulations, 2020, as contained in the schedule hereto, to reflect the annual Consumer Price Index (CPI) increase which is published in the Government Gazette plus 1% (one percent) effective from 1 April 2023. The Amended Films and Publications Tariff's Regulations, 2020 were initially published in the Government Gazette no:43872 on 6 November 2020.

**DR MASHILO BOLOKA****CHIEF EXECUTIVE OFFICER****FILM AND PUBLICATION BOARD**

Date: 25-01-2024

FILMS AND PUBLICATIONS TARIFF'S REGULATIONS, 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
	1	REGISTRATION			
001	1.1	Distributor or exhibitor of films or interactive computer games, and mobile cellular and internet content (Online)	R1 559.68	R1 559.68	R1 559.68
002	1.1.1	Distributor or exhibitor of films or interactive computer games, and mobile cellular and internet content (Manual)	R2 086.81	R2 086.81	R2 086.81
003	1.2	Internet Service Provider	R779.84	R779.84	R779.84

004	1.3	Annual renewal of distribution certificate: Online	Registration	R105.94	R211.87	R317.81
005	1.3.1	Annual renewal of distribution certificate: Manual	Registration	R139.12	R278.24	R417.36
006	1.4	Issue of new certificate on change of details	Registration	R167.20	R333.12	R500.32
CLASSIFICATION						
Publication submitted in terms of section 16 (4) of the Films and Publications Act, 65 of 1996						
007	2.1.1	Periodical (annual fee)	Classification – Publication submitted in terms of Section 16 (4) of the Act	R10 482.53	R20 965.07	R31 447.60
008	2.1.2	Single Issue	Classification – Publication submitted in terms of Section 16 (4) of the Act	R1 181.89	R2 362.49	R3 544.38
009	2.2.1.1	New release of original English language film	Classification – Films – Public Entertainment format	R2 185.08	R4 368.89	R6 961.96

010	2.2.1.2	New release of original non-English language film (Subtitled) – 50% of the original language	Classification – Films – Public Entertainment format	R1 092.54	R2 183.81	R3 480.30
011	2.2.1.3	New release of an adult movie (First 3 (three) hours)	Classification – Films – Public Entertainment format	R2 185.08	R4 368.89	R6 961.96
012	2.2.1.4	New release of an adult movie (3 (three) to 4 (four) hours)	Classification – Films – Public Entertainment format	R2 834.74	R5 668.20	R9 032.25
013	2.2.1.5	New release of an adult movie (4 (four) to 6 (six) hours)	Classification – Films – Public Entertainment format	R3 484.39	R6 967.51	R11 102.53
014	2.2.1.6	Trailer of a film (fee rate per minute)	Classification – Films – Public Entertainment format	R21.70	R43.40	R69.15
015	2.2.1.7	Re-release of original English language film – 50% of the applicable tariffs	Classification – Films – Public Entertainment format	R1 092.54	R2 183.81	R3 480.30
016	2.2.1.8	Re-release of original non-English language films (subtitled) – 50% of the applicable tariffs	Classification – Films – Public Entertainment format	R590.94	R1 181.89	R1 883.19

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	R981.50	R1 855.94	R2 784.51
018	2.2.2.2	New release of original English – language films (2 (two) to 3 (three) hours)	Classification – Films – Home Entertainment format	R1 471.61	R2 784.51	R4 176.76
019	2.2.2.3	New release of original English – language films (3 (three) to 5 (five) hours)	Classification – Films – Home Entertainment format	R1 963.00	R3 713.08	R5 469.28
020	2.2.2.4	New release of original non-English language film (Subtitled)	Classification – Films – Home Entertainment format	R1 461.40	R2 921.53	R4 382.93
021	2.2.2.5	New release of original non-English language film (Not subtitled)	Classification – Films – Home Entertainment format	R1 461.40	R2 921.53	R4 382.93
022	2.2.2.6	New release of an adult movie (First 3 (three) hours)	Classification – Films – Home Entertainment format	R2 185.08	R4 368.89	R6 553.98

023	2.2.2.7	New release of an adult movie (3 (three) to 4 (four) hours)	Classification – Films – Home Entertainment format	R2 834.74	R5 668.20	R8 502.94
024	2.2.2.8	New release of an adult movie (4 (four) to 6 (six) hours)	Classification – Films – Home Entertainment format	R3 484.39	R6 967.51	R10 451.90
025	2.2.2.9	Re-release of original English language film	Classification – Films – Home Entertainment format	R491.39	R981.50	R1 472.89
026	2.2.2.10	Re-release of original non-English language film (subtitled)	Classification – Films – Home Entertainment format	R731.34	R1 461.40	R2 192.74
027	2.2.2.11	Re-release of original non-English language film (not subtitled)	Classification – Films – Home Entertainment format	R2 435.25	R4 869.22	R7 304.46
	2.2.3		Serials in any language or format			
028	2.2.3.1	Foreign productions (first 3 (three) hours)	Classification – Films – Serials in any language or format	R2 185.08	R4 368.89	R6 553.98
029	2.2.3.2	Foreign productions (per hour following first 3 (three) hours)	Classification – Films – Serials in any language or format	R389.28	R778.56	R1 167.85

030	2.2.3.4	South African productions (first 5 (five) hours)	Classification – Films – Serials in any language or format	R2 185.08	R4 368.89	R6 553.98
031	2.2.3.5	South African productions (per hour following first 5 (five) hours)	Classification – Films – Serials in any language or format	R389.28	R778.56	R1 167.85
	2.2.4		Films produced in Africa			
032	2.2.4.1	Public entertainment format	Classification – Films – Films produced in Africa	R583.28	R1 165.29	R1 748.58
033	2.2.4.2	Home entertainment format	Classification – Films – Films produced in Africa	R529.68	R1 059.36	R1 589.04
	2.3		INTERACTIVE COMPUTER GAMES			
034	2.3.1	New release in original format	Classification – Interactive computer games	R1 783.04	R3 566.08	R5 349.12
035	2.3.2	New release in different format	Classification – Interactive computer games	R1 783.04	R3 566.08	R5 349.12
036	2.3.3	Re-release in original format	Classification – Interactive computer games	R890.88	R1 781.76	R2 672.64

037	2.3.4	Re-release in different format	Classification – Interactive computer games	R890.88	R1 781.76	R2 672.64
038	2.3.5	Re-classification of games distributed with magazine	Classification – Interactive computer games	R892.16	R1 784.32	R2 676.47
039	2.3.6	Posters of films and interactive computer games	Classification – Interactive computer games	R29.36	R58.71	R88.07
EXEMPTIONS						
040	2.4.1	Exemption of Films for Film Festival	Classification – Exemptions	R1 456.30	R2 911.32	R4 367.62
041	2.4.2	Exemption of a film in home-entertainment format	Classification – Exemptions	R701.98	R1 403.97	R2 105.95
042	2.4.3	Exemption of a film in home-entertainment format (additional disc)	Classification – Exemptions	R177.41	R354.82	R532.23
043	2.4.4	Exemption of an interactive computer game	Classification – Exemptions	R874.29	R1 747.30	R2 621.59

044	2.4.5	Copy of a certificate of registration, classification or exemption or decision	Classification – Exemptions	R333.12	R333.12	R333.12	R333.12
045	2.4.6	List of all titles classified by the FPB (per year)	Classification – Exemptions	R1 456.30	R2 911.32	R4 367.62	R4 367.62
	2.5	APPEAL TO APPEAL TRIBUNAL					
046	2.5.1	Trailer of film	Classification – Appeal to Appeal Tribunal	R4 368.89	R8 737.78	R13 106.68	R13 106.68
047	2.5.2	Appeal of a film	Classification – Appeal to Appeal Tribunal	R4 368.89	R8 737.78	R13 106.68	R13 106.68
048	2.5.3	Appeal of an adult film	Classification – Appeal to Appeal Tribunal	R6 967.51	R13 933.74	R20 901.25	R20 901.25
049	2.5.4	Copy of report of Appeal Tribunal	Classification – Appeal to Appeal Tribunal	R52.33	R104.66	R156.99	R156.99
050	2.5.5	Appeal of a computer game	Classification – Appeal to Appeal Tribunal	R3 566.08	R7 132.16	R10 698.23	R10 698.23
051	2.5.6	Periodical publication	Classification – Appeal to Appeal Tribunal	R20 965.07	R41 930.13	R62 895.20	R62 895.20

052	2.5.7	Single issue publication	Classification – Appeal to Appeal Tribunal	R2 362.49	R4 724.99	R7 087.48
	2.6	EXPEDITED CLASSIFICATION				
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%

2. Online Distribution

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

Number of Titles	Films	Serials
------------------	-------	---------

0 to 499 titles	R330.97	R1 323.87
500 to 999 titles	R264.78	R3 687.48
1 000 + titles	R201.54	R847.27

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 2 297 823.79 million Rands.

3. Consumer Price Index Increase

The above tariffs are subject to an annual Consumer Price Index (CPI) increase which is published in the Government Gazette plus 1% (one percent) effective from 1 April of every year. 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 and will then constitute the CPI figure to be taken into account for any CPI-linked increments plus 1% (one percent) that must be implemented from 1 April of the applicable year.