



# Cloncurry Shire Council

**POLICY  
NO.**

CS 0020

## FILM INCENTIVE PROGRAM POLICY

### 1. Background and Context

This policy outlines the guidelines and requirements for film makers requesting financial and/or in-kind assistance to film within the Cloncurry Shire.

Council will provide financial support only when it is satisfied that:

- The financial support is appropriate, being aware of other Council priorities and available resources.
- The applicant meets the eligibility criteria set out in this policy and in the supporting guidelines for the specific funding program.
- The grant will be used for a purpose that provides economic benefit to the Cloncurry Shire.

### 2. Scope

This policy applies to the provision of grants allocated by Cloncurry Shire Council through its Film Incentive Program, to provide financial assistance and/or in-kind assistance for filming in the Cloncurry Shire, where there will be a positive economic and cultural contribution.

### 3. Objectives

The purpose of this policy is to provide guidelines on financial filming assistance available to production companies wanting to solely film in the Cloncurry Shire.

Key objectives of the Film Incentive Program include:

- Develop the screen industry in the Cloncurry Shire
- Increase economic development through the opportunities for Cloncurry businesses to supply goods and services to the screen industry
- Increase cultural opportunities for residents in the Cloncurry Shire

### 4. Definitions

**Applicant** The organisation/group who will be implementing the proposed program, project, or activity.

**Council** Cloncurry Shire Council

**Council Controlled Land** Is defined by the following:

- Crown reserves managed by Cloncurry Shire Council as Reserve Trust Manager
- Council-owned community land
- Council-owned operation land
- Council roads

## **Commercial Filming**

Commercial Filming is defined as filming or photography 'for sale, hire, reward, promotion or profit'. Commercial filming includes advertisements, feature films, on commercial networks (e.g. Pay TV and free to air stations) TV or internet drama, documentaries, educational films, Government sponsored filming and tourism promotions. Commercial photography includes images for magazines, postcards, commercial websites, promotional material, books and advertisements and the commercial photography of private events, including professional wedding photography.

## **5. Roles and Responsibilities**

The Chief Executive Officer and the Director of Community Services are responsible for ensuring this policy is understood and adhered to by Council staff, the Mayor and Councillors.

Implementation of the Economic Diversification Grant – Film and TV will be provided by the Director of Community Services and the Economic Development and Tourism Manager.

## **6. Policy**

### **6.1. Eligibility Criteria**

- (a) Open to the following filming
  - (i) Short films
  - (ii) Pilots
  - (iii) Series
  - (iv) Feature Films
- (b) Show economic benefit to the Cloncurry Shire
- (c) The production to be filmed 100% within Cloncurry in order to be eligible for funding
- (d) Must be a registered business with the following
  - (i) Insurances
  - (ii) Safety accreditations
- (e) Must complete the application form
- (f) Filming must not have commenced prior to application. Funding will not be supplied retrospectively.

### **6.2. Funding Available**

Funding available for eligible film makers includes monetary and in-kind support in accordance with Council annual budget allocation.



### **6.3. Payments**

- (a) Milestone payments will be paid and negotiated around the following
  - (i) Execution of agreement
  - (ii) Acceptance of proposed schedule of production
  - (iii) Commencement of activities on the property
  - (iv) Completion of activities
  - (v) Provision to and acceptance of rough directors cut of the product.

### **6.4. Payback**

Council reserves the right to:

- (a) Should the product develop into a series or feature film and all filming for that series or feature film is not completed in the Cloncurry Shire Council local government area – Council is entitled to require repayment of the Licensee to Council of all Funding provided by Council plus an addition amount equal to a 100% of the Funding provided.

For example, if the Funding provided is \$10,000, the amount repayable by the Licensee to council under this clause will be \$20,000.

- (b) Should the product develop into a series or feature film and all filming for that series or feature film is completed in the Cloncurry Shire Council local government area – Council will not require any repayment of the Funding provide by Council.

### **6.5. Credits**

Council assistance in the production should be acknowledged in the end credits, or as mutually agreed. The acknowledgement will generally read “Filmed in Cloncurry Shire Council Shire” or “Thanks to Cloncurry Shire Council.”

### **6.6. Filming on Council Controlled Land**

Council may permit under the Commercial Filming and Photography Policy for exclusive and non exclusive use of the land controlled by Council.

This can form a part of the application form for the film incentive program for use of Council land in filming.

### **6.7. Application Assessment**

All correctly completed applications will be assessed against the eligibility criteria and reported to the next available Council meeting.

Following the Council meeting applicants will be contacted regarding the result of the application.

## 7. Accountability and Reporting

Council is required to evaluate the Film Incentive Program Policy to ensure it is relevant and responsive to the needs of the Cloncurry community and film industry.

When determining whether financial and/or in-kind support under the policy will be utilised for a purpose that is deemed to have an economic and cultural impact, Council will have broad discretion and will have regard to any matters that Council deems to be relevant.

### References and Related Documents:

*Local Government Act 2009*

Local Government Regulation 2012

Application Forms

Commercial Filming and Photography Policy

### Adopted by Council Resolution

#### POLICY VERSION AND REVISION INFORMATION

Version No.	Resolution	Date Adopted	Review Date
1	32.230221	21.02.2023	February 2024

*Policy Authorised by: Philip Keirle*



*Title: Chief Executive Officer*