

MOTION PICTURE (PRODUCTION, EXHIBITION AND DISTRIBUTION) RULES, 2057 (2000 A.D.) **(Not Amended)**

In exercise of powers conferred by Section 13 of the **Motion Picture (Production, Exhibition and Distribution) Act, 2026 B.S. (1969 A.D.)**, Government of Nepal has framed the following Rules:-

1. **Short title and commencement:** (1) These Rules may be called as the "Motion Picture (Production, Exhibition and Distribution) Rules, 2057 (2000 A.D.)".
(2) These Rules shall come into force at once.
2. **Definitions:** Unless the subject or the context otherwise requires, in these Rules;
 - (a) "Act" means the Motion Picture (Production, Exhibition and Distribution) Act, 2026 B.S. (1969 A.D.).
 - (b) "Motion picture" shall also include Video Films.
 - (c) "License" means the certificate granted to produce, distribute or exhibit motion picture or sanction for construction of cinema hall pursuant to Section 3 and 4 of the Act.
 - (d) "Licensee" means the person or institution obtaining the license pursuant to clause (c).
 - (e) "Motion picture Production" means work of motion picture producing with the objectives of public exhibition.
 - (f) "Producer" means a person having obtained the license to produce motion pictures.
 - (g) "Distribution" means the act of selling motion pictures or letting on hire.
 - (h) "Distributor" means a person having obtained license to distribute motion pictures.
 - (i) "Exhibition" means an act of exhibition of motion picture.
 - (j) "Exhibitor" means a person having obtained the license to exhibit the motion picture.
 - (k) "Cinema hall" shall also include the Video Film Hall.
 - (l) "Liaison Officer" means Civil Employee deputed from the Ministry to go with the producer in order to monitor whether the motion picture is shooting as mentioned in these Rules or not.
 - (m) "Ministry" means the Ministry of Information and Communications of Government of Nepal.
 - (n) "Board" means the Film Development Board constituted pursuant to Rule 21.
 - (o) "Chairman" means the Chairman of the Board.
 - (p) "Member" means the members of the Board, which includes the Chairman and the Member Secretary.
 - (q) "Member Secretary" means the Member Secretary of the Board.
3. **License to be obtained:** Any person desiring to obtain license shall be required to submit an application along with the recommendation of the Board in the following format :-
 - (a) To produce motion picture in the format as per Schedule-one
 - (b) To distribute motion picture in the format as per Schedule-two
 - (c) To exhibit motion picture in the format as per Schedule -three
 - (d) To operate cinema hall by constructing the same in the format as per Schedule-four.
4. **License to be granted:** If it is found reasonable to grant the license upon scrutiny the application submitted pursuant to Rule 3, the Ministry shall issue a license in the following format upon receipt the fee as mentioned in Rule 5 :-
 - (a) To produce motion picture in the format as per schedule-five
 - (b) To distribute motion picture in the format as per schedule-six
 - (c) To exhibit motion picture in the format as per schedule -seven

- (d) To operate cinema hall by constructing the same in the format as per schedule-eight.

5. License fee: While obtaining the license pursuant to Rule 4, the following fee shall be imposed;

(a) To produce a motion picture:

- (1) Rs. fifteen thousand for a feature motion picture and five thousand for other type of motion picture to be produce by a native person.
 (2) US dollar one thousand for a feature motion picture and five hundred dollars for other type of motion picture to be produced in a joint venture by a native person and foreigner.

Provided that if a native person produces a motion picture in a joint venture with Indian people, the Indian shall pay fifty percent fee in Indian currency and fifty percent by the native person in Nepalese currency; and if the native person produces a motion picture in joint venture with other foreigner, he may pay the fifty percent amount in Nepalese currency.

- (3) Two hundred US dollar for a feature motion picture and one hundred dollar for other type of motion picture to be produced by any foreigner. Provided that Indian person may pay such amount in the Indian currency.

Explanation: The Ministry shall classify the feature film and other types of motion picture under this Rule.

(b) To distribute a motion picture:

- (1) Rs. ten thousand for the distribution of any native motion picture.
 (2) Rs. twenty thousand for the distribution of any motion picture within Nepal produced out side the Kingdom of Nepal.

(c) The following fee shall be imposed for the following place to exhibit Motion Pictures:-

	<u>Cinema hall</u>	<u>Video Motion picture Hall</u>
(1) Metropolis	30,000/-	25,000/-
(2) Sub-Metropolis	25,000/-	20,000/-
(3) Municipality	20,000/-	15,000/-
(4) Village Development Committee	15,000/-	10,000/-

(d) The following fee shall be imposed for the following place to operate cinema hall by constructing the same:-

	<u>CinemaHall</u>	<u>Video Motion picture Hall</u>
(1) Metropolis	30,000/-	25,000/-
(2) Sub-Metropolis	25,000/-	20,000/-
(3) Municipality	20,000/-	15,000/-

6. To categorize Cinema Hall on the basis of facilities: (1) The minimum arrangement to be made in a cinema hall shall be as mentioned in Schedule-9.

(2) The Ministry shall categorize the cinema hall in three grade as "A", " B" and "C" on basis of the facilities provided in the cinema hall.

(3) If any alteration has been made in the facilities of any cinema hall after the classification of grading pursuant to sub-rule (2), such cinema hall shall be categorized as an upper or lower grade cinema hall on the basis of the alterations of facilities.

7. Cinema Hall Inspecting Committee: (1) Each district shall have a Cinema hall Inspecting Committee comprising of the following members to inspect the Cinema hall newly constructed;

- (1) Chief District Officer - Chairperson
 (2) Representative, Housing and Urban Development Office - Member
 (3) Representative of Nepal Motion picture Organization - Member

8. Cinema Hall caused to be inspected: (1) After construction of the cinema hall, the owner of the cinema hall shall have to cause the cinema hall inspected by the Cinema Hall Inspecting Committee.

(2) While inspecting the cinema hall by the Cinema Hall Inspecting Committee, if the arrangement to be made in the cinema hall as mentioned in Rule 6 has been found completed by the Cinema Hall Inspecting Committee, such matter shall be required to be furnished to the Ministry.

9. Duration of license: (1) The Licensee shall be required to produce a fiction film within three years and other motion picture within one year from the date of obtaining the license.

Provided that if the licensee has submitted an application to the Ministry for the extension of time limit before expiry of the date of license showing the reasonable ground of failing to produce the motion picture within such time limit and if the statement found to be reasonable, the Ministry shall extend the time limit for one year in respect of a feature film and up to three months for other motion picture.

(2) The duration of the license granted to distribute or exhibit motion pictures should be of three years.

10. Renewal of license: (1) The distributor shall have to renew his license within thirty five days from the date of expiration of the license granted to distribute motion pictures upon paying Rs. seven thousands in the case of native Motion Pictures and Rs. twenty thousands for foreign motion pictures.

(2) In case one fails to renew the license within the period as referred to in sub-rule (1), the license may be renewed within the following period upon the payment of the following additional fee :-

(a) Twenty five percent of the renewal fee within thirty-five days from the expire date of renewal of license.

(b) Fifty percent of the renewal fee within two months from the expire date as referred to in clause (a).

(3) The exhibitor shall have to renew his license within thirty-five days from the date of expiry of the license granted to exhibit motion picture upon the payment of following fee for a cinema hall and the location :-

	<u>Cinema hall</u>	<u>Video Motion picture Hall</u>
(1) Metropolis	25,000/-	20,000/-
(2) Sub-Metropolis	20,000/-	16,000/-
(3) Municipality	15,000/-	12,000/-
(4) Village Development Committee	10,000/-	8,000/-

(4) In case one fails to renew the license within the period as referred to in sub-rule (3), the license may be renewed within the following period upon the payment of following additional fee :-

(a) Twenty five percent of the renewal fee within thirty-five days from the expire date of renewal of license.

(b) Fifty percent of the renewal fee within two months from the expire date pursuant to clause (a).

(5) The District Administration Office of the concerned district shall cause to inspect the cinema hall in each three years by a team comprising the representatives of its Office, the District Development Committee and the Office of the Housing and Urban Development in regard the physical condition whether or not the physical condition to be as per these Rules are good or otherwise.

(6) While causing inspection pursuant to sub-rules (5), if the physical condition to be as per these Rules found to be good and only upon sending the recommendation of such content to the Ministry, the Ministry shall renew the license to exhibit motion pictures at the cinema hall as per the Rules.

(7) If the license is not renewed within the period as referred to in sub-rules (2) or (4), such license shall ipso facto be cancelled.

11. Terms to be followed by the Licensee: The licensee shall abide by the terms as stipulated in the license to produce, distribute, and exhibit or to operate by constructing a cinema hall.

- 12. Sale or transfer of license:** (1) The person who has obtained license to produce motion picture may sale or transfer the license to other person before the production or during production or after production of the motion picture.
 (2) If one desires to sale or transfer license pursuant to sub-rule (1), the person so desiring to sale or transfer or the receiving person shall have to submit a joint application to the Ministry upon paying Rs. one thousand, the Ministry may give approval to sale or transfer such license.
- 13. Provisions of Liaison Officer:** (1) If the Ministry deems necessary, it may depute an employee to the producer as a Liaison Officer who has passed at least certificate level.
 (2) The concerned producer shall have to provide the following facilities to the Liaison Officer deputed pursuant to sub-rule (1) :-
 (a) Facilities of lodging, fooding and transportation.
 (b) Seasonal clothes, tools or medical treatment as required while going for motion picture shooting to the mountainous region.
 (c) Periodical life insurance of at least three hundred thousand rupees.
 (d) Daily and travelling allowances to be obtained as per the prevailing Rules.
 (3) If the Liaison Officer suffers bodily injury from the accident occurred while going for snapping with the producer, the producer shall have to provide to the Liaison Officer all expenditures incurred for the treatment and compensation of upto Rupees two hundred thousand as per the nature of bodily injury so sustained.
- 14. Compensation Assessment Committee:** (1) If an accident caused fatal injury to the Liaison Officer, the following Compensation Assessment Committee shall be constituted to assess the amount of compensation :-
 (a) Joint Secretary of the Ministry - Chairman
 (b) Designated physician of the Ministry of Health - Member
 (c) Representative of the Concerned producer - Member
 (d) Officer designated by the Ministry - Member-Secretary
 (2) The procedure regarding the meeting of the committee pursuant to sub-rules (1) shall be as determined by the committee itself.
- 15. Functions, duties and powers of Liaison Officer:** The functions, duties and powers of the Liaison Officer shall be as follows :-
 (a) To cause film shooting only at the concerned spot as required by the story as mentioned in the license.
 (b) To give opinion to the Ministry, if the producer desires to change the story and shooting spot of the motion picture.
 (c) To restrict the shooting on the subject prejudicial to the main spirit of the Constitution of the Kingdom of Nepal, 2047 B.S. (1990 A.D.) subject which defames the sovereignty of state, integrity and peace, security and culture and any pathetic or nude picture of the Nepalese Citizen or any nationality.
 (d) To restrict the shooting of such scenes, which may defame the national prestige.
 (e) To restrict the shooting in the area restricted by Government of Nepal without approval of the concerned authority and in case of doubt to inquiry with the concerned police or authority whether the area is restricted or not.
 (f) To inform the Ministry through the quickest means about the shooting carried out by a producer carries forcefully in the restricted area.
 (g) To abide by the directions given by the Ministry.
 (h) To submit report to the Ministry about the subject and location of shooting within seven days excluding the time for journey from the date of completion of motion picture shooting.
- 16. Constitution of Motion picture Censor Board:** (1) There shall be a Center Motion picture Censor Board, as per below, to censor Motion Pictures in the central level :-
 (a) Joint Secretary of the Ministry - Chairman
 (b) Representative, Home Ministry - Member
 (c) Representative, Ministry of Culture, Tourism and Civil Aviation. - Member

- (d) Three People including a woman designated by the Ministry from among the people having special knowledge in the film. - Member
- (e) Under-Secretary of the Ministry - Member-Secretary
- (2) Each District shall, where a Cinema hall is constructed out side of the Kathmandu Valley, have a Film Censor Committee in a local level to censor motion pictures:
- (a) Chief District Officer. - Chairman
- (b) Chief of Information Center if the district has information center and if not, Chief of the District Post Officer. - Member
- (c) Three People including a woman designated by the Ministry from among the people having special knowledge in the subject of film. - Member
- (3) The Central Film Censor Board or the Local Film Censor Committee, if they deem necessary, may invite the expert of the concerned field at the meeting.
- (4) The procedure regarding the meeting of the Central Film Censor Board and the Local Film Censor Committee pursuant to sub-rules (1) shall be as determined by such Committee itself.
- 17. Motion Pictures to be censored:** (1) Exhibitors shall have to make an application to the concerned Film Censor Board in a prescribed format as referred to pursuant to Schedule 10 for having the motion picture censored.
- (2) Exhibitors shall exhibit those motion pictures only which are permitted by the Film Censor Board.
- 18. Motion Pictures not to be re-censored:** Those motion pictures censored by the Central Film Censor Board shall not be re-censored to exhibit out side the Kathmandu valley.
- Provided that the motion picture censored by the Local Film Censor Committee shall be re-censored to exhibit in the other districts.
- 19. Time to exhibit motion pictures:** The exhibitors shall exhibit motion pictures at the time as prescribed by the Ministry.
- 20. Ticket rate and classes:** Classes and ticket rate to be fixed at the Cinema hall shall be as prescribed by the Ministry from time to time, by a notification published in the Nepal Gazette.
- Provided that the exhibitors may fix the ticket rate for different classes to be fixed at "A" class fully air conditioned cinema hall under the limitation approved by the Ministry. If the exhibitors so fixed the ticket rate, such information shall have to be immediately given to the Ministry and the local District Administration Office.
- 21. Constitution of the Film Development Board:** (1) The following Film Development Board shall be constituted for the development and promotion of Motion Pictures :-
- (a) Person nominated by Government of Nepal. - Chairman
- (b) Representative of the Ministry - Member
- (c) Representative, Ministry of Finance - Member
- (d) Representative, Ministry of Home - Member
- (e) Representative, Ministry of Culture, Tourism and Civil Aviation - Member
- (f) Three people nominated by the Ministry from among the persons concerned with film sector - Member
- (g) Under-Secretary of the Ministry - Member-Secretary
- (2) The tenure of the member nominated pursuant to sub-rule (1) shall be of two years.
- (3) The Board may invite any expert worked in the field of motion picture in the meeting of the Board.
- 22. Procedure relating to Board meeting:** (1) The meeting of the Board shall be convened as per necessity.
- (2) The meeting of the Board shall be convened on the date, time and place as prescribed by the Chairman.
- (3) The Member-Secretary shall convene the meeting with the approval of the Chairman.
- (4) The Member Secretary shall serve the agenda along with the notice of board meeting to the members at least three days in advance.

(5) Quorum shall be deemed to have been constituted for a board meeting if the members more than fifty percent are present in person out of the total number of members.

(6) The Chairman shall preside over the board meeting and in his absence, the member selected by the present members shall preside over the meeting.

(7) Majority opinion shall be valid on the board meeting and the person who presides over the meeting shall cast a casting vote in case of tie.

(8) The other procedures relating to the board meeting shall be as determined by the Board itself.

23. Meeting allowance: The Board Members shall receive the meeting allowance as fixed by the Ministry for their participation in the meeting.

24. Functions, duties and powers of the Board: The functions, duties and powers of Board shall be as follows :-

- (a) To frame necessary policies and to present before the Ministry for the development and promotion of motion pictures.
- (b) To prepare plans and programs for the development and promotion of motion pictures and to implement them.
- (c) To do or cause to do necessary study and research for the development of film sector.
- (d) To encourage private sector to produce qualitative motion picture in any language of nation and other national languages.
- (e) To create an environment for producing motion pictures as to preserve the Nepalese arts and culture.
- (f) To encourage foreign motion picture producer to produce motion picture which helps to introduce Nepal to the world without prejudice to the ritual, cultural, and social beliefs of Nepal.
- (g) To reward or give incentive to the person who has given important contribution to the film sector by conducting film festivals.
- (h) To make necessary arrangement to protect film artist devoted to preserve Nepalese arts and culture.
- (i) To do or cause to do other appropriate acts for the development and promotion of motion pictures.

25. Auditing: Auditing of the Board's accounts shall be made by the Office of the Auditor General.

26. Determination of Procedures: The Board may, to conduct its business, determine its procedures and their implementation without prejudice to these Rules.

27. Directives may be given: The Ministry may give necessary directive to the Board and it shall be the duty of the Board to follow such directives.

28. Film Festival may be conducted: Any one may conduct film festival with the approval of the Board.

29. Repeal and saving: (1) The Motion Picture (Production, Exhibition and Distribution) Rules, 2046 B.S. (1989 A.D.) are hereby repealed.

(2) The acts and proceedings carried out under the Motion Picture (Production, Exhibition and Distribution) Rules, 2046 B.S. (1989 A.D.) shall be deemed to have been carried out pursuant to these Rules.

Schedule- Four
(Relating to clause (d) of rule 3)

Application to be submitted for operating a cinema hall by constructing the same

To,
The Ministry of Information and Communications
Singhdurbar.

I hereby submit this application setting out the following details for operating cinema hall by constructing the same :-

1. Applicant's;
 - (a) Name:
 - (b) Address:
Permanent: Temporary:
2. Place of constructing the cinema hall:
District: Municipality/ V.D.C
Ward No. Tole:
3. Details of the mood of construction of cinema hall whether it has to construct personally or collectively:
4. Type of cinema hall:
5. Capital to be incurred for the construction of the cinema hall:
6. Duration of construction of the cinema hall:
7. Number of seats to be contained the cinema hall:
8. Other matters:
9. Things to be submitted alongwith the application:
 - (a) Copy of the land ownership certificate - 1
 - (b) Design of the proposed cinema hall - 1

Signature of the applicant:

Date:

Schedule- Five
(Relating to clause (9) of Rule 4)

License to be granted to Produce Motion Picture

This License is hereby granted to produce motion pictures pursuant to the Motion Picture (Production, Exhibition and Distribution) Rules, 2057 B.S. (2000 A.D.).

1. License obtainer's;
 - (a) Name:
 - (b) Address:

Permanent:	Temporary:
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2. Motion picture's;
 - (a) Types:
 - (b) Title:
 - (c) Language:
 - (d) Total length:
3. Name of the scriptwriter:
4. Place of motion picture shooting:
5. Tentative date of motion picture production:
6. Tentative period of motion picture production:
7. Approximate amount to be incurred for motion picture production:
8. License Number:
9. Validity period of License:
10. Conditions to be abided by the Licensee:
 - (a) The motion picture shooting shall have to be taken at the spot as prescribed in the License as per the approved script.
 - (b) Not to shut motion picture shut at the place restricted by Government of Nepal.
 - (c) Not to produce motion picture which may cause harm to the National prestige, culture, tradition or the religious belief.
 - (d) To present the details of the expenditures incurred for the production of motion picture the artists involved with the production including the shooting spot to the Ministry within thirty five days from the date of completion of shooting.
 - (e) Foreign motion picture producer shall have to present a copy of the motion picture snapped within the Kingdom of Nepal free of cost.

License Issuing Officer's

Signature:
Designation:
Office:
Date:

Schedule-Seven
(Relating to clause (c) of rule 3)

License to be granted to Exhibit Motion Pictures

This License is hereby granted to exhibit motion pictures pursuant to the Motion picture (Production, Exhibition and Distribution) Rules, 2057 B.S. (1999 A.D.).

1. License obtainer's;
 - (a) Name:
 - (b) Address:
Temporary: _____ Permanent: _____
2. Duration of motion picture exhibition:
3. Address of the cinema hall where motion picture has to be exhibited:
District: _____ Municipality/V.D.C: _____ Ward No. _____ Tole/Village: _____
4. Type of cinema hall:
5. Technology of motion picture exhibition:
6. Validity period of License:
7. The conditions to be abided by the licensee:
 - (a) To exhibit only those motion pictures which are censored by the Film Censor Board.
 - (b) To exhibit motion picture taken from the distributors only.
 - (c) Not to exhibit any motion picture which may cause negative impact to the audience's health.
 - (d) Approval of the concerned distributor shall be obtained to exhibit motion pictures at another cinema hall which was approved to exhibit at one cinema hall.
 - (e) To exhibit the motion picture which is produced in the language of nation and national languages of Nepal at the cinema hall which is constructed for exhibition through video or such other technology.
 - (f) To exhibit the motion picture censor certificate prior to exhibit motion pictures making possible to study for the audiences.
 - (g) Approval of the nearest ... Nepalese Embassy, consular General or consulate shall have to be obtained prior to exhibit in abroad first time by the foreign motion picture producer for those motion pictures whose shooting were taken place within the Kingdom of Nepal.
 - (h) To present the details relating to motion picture exhibition to the Ministry through the Board each year.
 - (i) To abide by the directions given by the Ministry or the Board in regard the exhibition of motion pictures.

License Issuing Officer's

Signature:

Name:

Designation:

Office:

Date:

Schedule-9
(Relating to sub-rule (1) of Rule 6)

Basic requirements to be provisioned in a Cinema Hall

1. Cinema Scope Stage, Screen, Wall and curtain in a celluloid cinema hall.
2. Separate toilets for man and woman attached with stool and four urinal sections for each hundred seats.
3. Chairs having at least 40 cm. width for audiences of balcony and dress circle and chairs and benches according to the other classes in the cinema hall.
4. Separate parking for motor, motor cycle and bicycle at the ratio of ten-sq. meter for each hundred seats in the place where access of transport is available.
5. Wideness of chair up to 75 cm. from the back point of the chair to another chair in each line.
Provided that in case where there is a wall in the back side, the minimum distance of 95 cm from the front point of the back seat to the wall and in case where there is a wall or railing in the front side, the minimum distance of 84 cm. from the front point seat to back point seat of the wall or railing.
6. At least of four feet arrival door for minimum ten seats in each line.
7. At least of five meter distance between the audiences and screen.
8. One entry gate of at least of 107 cm. for each one hundred audiences and an emergency gate of 120 cm. for each two hundred audiences.
9. Management of separate ticketing and convenience for balcony, dress circle and other classes.
10. Proper management of drainage.
11. Four fire brigade equipment for each hundred seats.
12. Exhibition Hall to be equipped with clear sound system.
13. Management of separate canteen.
14. Separate waiting room where twenty five percent audience may be gathered.
15. Management of first aid.
16. Sufficient empty place other than the area occupied by the cinema hall.
17. Management of air condition or air warmer of cooler or at least four cycling fan or six wall fan for each hundred audiences, if the area is terai or hot or necessary fan as per the geographical situation if the area is hill or mountain.
18. In cases where the place is terai or hot, the height of the place where balcony is located to be at least of 12 ft. and where there is the balcony the height to be 20 ft from the audience place to the ceiling; in cases where the place is hilly or mountainous, the height of the place where balcony is located to be at least of 10 ft. and where there is no balcony the height to be 12 ft. from the audience place to the ceiling. area is terai or hot and twenty fit for non balcony or at least ten fit height for balcony and twelve fit for non balcony in the hill top and mountain air.
19. At least sixteen fitted road to access the cinema hall at the place where transport is available.

Schedule- Ten
(Relating to sub-section (1) of Rule 17)

Application to be submitted for Censoring Motion Pictures

**To,
The Central Film Censors Board/
Local Film Censors Committee,**

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I/We hereby submit/ submitted this application setting out the following details for having censored the motion picture;

1. Title of motion picture:
2. Types of motion picture:
(a) Native:
(b) Foreign:
3. Name of the producer:
4. Name of the director:
5. Name of the main artist:
6. Motion picture's;
(a) Length:
(b) No. of Reel:
7. Date if imported;
8. Other matters:

Applicant's

Signature:

Name:

Address:

Date:

By Order,
SHREERAM PAUDYAL
Secretary to Government of Nepal