

GOVERNMENT OF KARNATAKA

No.HD 6 CNA 2021

Karnataka Government Secretariat,
Vidhana Soudha,
Bengaluru, Dated: 17.05.2022.

NOTIFICATION

Whereas the draft of the following rules further to amend the Karnataka Cinemas (Regulation) Rules, 2014 was published as required by sub-section (1) of section of 19 of the Karnataka Cinemas (Regulation) Act, 1964 (Karnataka Act 23 of 1964) in Notification No: HD 06 CNA 2021, dated:23.02.2022 in part IV-A of the Karnataka Gazette dated:24.02.2022 inviting objections and suggestions from all the persons likely to be affected within thirty days from the date of its publication in the official Gazette.

Whereas, the said Gazette was made available to the public on 24.02.2022 .

And, Whereas objections and suggestions received in this behalf have been considered by the State Government.

Now, therefore, in exercise of the powers conferred by sections 19 of the Karnataka Cinemas (Regulation) Act, 1964 (Karnataka Act 23 of 1964) the Government of Karnataka hereby makes the following rules, namely:-

RULES

1. Title and Commencement.- (1) These rules may be called the Karnataka Cinemas (Regulation) (Amendment) Rules, 2022,

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Amendment of Rule 2.- In the Karnataka Cinemas (Regulation) Rules, 2014 (hereinafter referred to as the said rules) in rule 2, for clause (21) the following shall be substituted, namely:-

"(21) Multiplex Complex" means a building accommodating housing an entertainment and cultural center including cinema theatres, restaurant, shops, Sales, Lodge/Rooms, Bars, Museum, etc.

Explanation:- In case of Multiplex Complex, the portion of the permanent building used for the purpose of Cinema theatres, auditorium including the areas for all ancillary uses such as projector room, toilets, entrance/exit lobbies/corridors, food kiosks/cafes/canteens, games and food-court attached to the theatre, ticket counters shall only be considered;"

3. Amendment of Rule 25.- In rule 25 of the said rules, in sub-rule (1) the words "of the Electrical Inspector of the district or area" shall be Omitted.

4. Amendment of Rule 26.- In rule 26, of the said rules,-

(i) in sub-rule (1), in clause (h), for sub-clause (ii), the following shall be substituted, namely:-

"In Multiplex Complex the vehicle parking requirement for Cinema Theatres shall be as specified above or remaining portion of the building as provided in the respective zoning regulations. In such cases, vehicle parking for the theatres portion shall be exclusively earmarked in the total parking requirement for the whole building.

Provided that, a suitable parking arrangements shall be earmarked for physically challenged person".

(ii) (ii) in clause (i), in the second proviso, for the word "Distance" the word "setback" shall be Substituted.

5. Amendment of Rule 27.- In rule 27, of the said rules, in sub-rule (2), for the words "No Objection Certificate" the words "Building Plan" shall be Substituted.

6. Amendment of Rule 29.- In rule 29 of the said rules,-

(i) in sub-rule (1), for the words and figures “under rule 24” the words and figures “under rule 30” shall be Substituted.

(ii) sub-rule (4), shall be Omitted.

(iii) sub-rule (5), shall be renumbered as sub-rule (4) and after so renumbering the following shall be substituted, namely:-

“(4) The Licensing Authority shall consult the Executive Engineer, Public Works Department of the district, and Electrical Inspector of the district before granting permission for constructing an additional cinema as in sub-rules (1) to (3) above”.

7. Amendment of Rule 31.- In rule 31 of the said rules,

(i) in sub-rule (1), shall be Omitted.

(ii) for sub-rule (2), the following shall be substituted, namely:-

“(2) On receipt of the application along with Plans as specified in rule 30 and rule 83, the Licensing Authority shall forward the connected records to the Executive engineer, Public Works Department of the district. The Executive Engineer, Public Works Department shall examine the design calculations, and if satisfied after scrutiny that the building is constructed as per the specifications and designs would be sound enough, he shall within fifteen days forward his report to the Licensing Authority, attaching a certificate that the specifications and designs are acceptable:

Provided that, in the case of Multiplex Complex, the applicant shall obtain an approval of Plans for the Commercial portions from the Local Authority or Town Planning Officer of the district/area. Thereafter, submit, plans for the Cinema Theatre floors before the Licensing Authority for approval under cinema regulations”.

8. Amendment of Rule 34.- In rule 34 of the said rules, in sub-rule (2), in clause (v), after the words "the theatre portion" the

words and figures "if the entire floors height exceed above 15 meters" shall be Inserted.

9. Amendment of Rule 37.- In rule 37 of the said rules, in sub-rule (1), after the existing proviso, the following new proviso shall be inserted, namely:-

“Provided further that if the Cinema theatres / multiplex is shut-down for continuous period of seven days for any of the following reasons like Force Majeure / act of god/ on or shutdown due to government order/ strike and bandh, state wide or nation-wide and lockdown, etc. until the business resumes after such situations, for that period and for such reasons the license period will be extended”

10. Amendment of Rule 39.- In rule 39 of the said rules, in sub-rule (1), for the words, figures and brackets "sub-rule (1) and (2) of rule 31" the words, figures and brackets “sub-rule (2) of rule 31” shall be substituted.

11. Amendment of Rule 41.- In rule 41 of the said rules, for the word, figures and letters "before 8.00 A.M." the word, figures and letters "before 6.30 A.M." and for the word, figures and letters "after 10.00 P.M." the word, figures and letters “after 10.30 P.M” shall be Substituted.

12. Amendment of Rule 48.- In rule 48 of the said rules, in sub-rule (10),- in clause (i), in the proviso, after the words “Craft Course” the words “Computer Course” shall be inserted.

(i) after the words “the cinema operator permit” the words “Such candidate shall be got endorsed in favour of the theatre as Digital Projector Operator” shall be inserted.

(ii) clause (iii), shall be omitted.

13. Amendment of Rule 83.- In rule 83 of the said rules, in the proviso, after the words “cafes/canteens” the words “ games and food court” shall be substituted.

14. Amendment of Rule 87.- For rule 87 of the said rules, the following shall be substituted, namely:-

“87. Fees for re-grant of license- For regrant of every license, the same rate of fee as specified in Government Order No: HD 32 CNA 2017 dated:19-04-2021 shall be charged.”

By order and in the name of the
Governor of Karnataka

(B.S. Nagarathnamma)
Deputy Secretary to Government
Home Department
(Crimes, Prisons & Cinema)