

## Draft

### FILM FINANCE SCHEME

The Government of Goa hereby notifies the scheme to provide financial assistance for production of films originating in Goa, as follows:-

1. Title, applicability and duration:- (1) The scheme shall be called the Goa Scheme of Financial Assistance for Films 2008 (for the production of feature films in Konkani and Marathi and non-feature films including tele-films, short films and documentaries in Konkani, Marathi, English and Hindi). The scheme shall be implemented through the Entertainment Society of Goa.  
  
(2) The scheme shall apply to films originating and produced in Goa by Goan producers. Goan producers shall be those producers registered with the Entertainment Society of Goa in accordance with the provisions laid down in this scheme. In cases of co-productions one of the producers must be Goan in accordance with the provisions laid down below. In cases of co-production the rights for all screenings / releases in the state of Goa will remain with the Goan producer in the co-production. Any co-production can avail of the subsidy only on the condition that it has not availed of a parallel subsidy scheme anywhere in India/abroad nor shall it avail of any subsidy in future from any organisation.  
  
(3) It shall be operative annually and shall remain in force till March 2013, after which it may be reviewed or redesigned as the need may be. However the Government of Goa or the Entertainment Society of Goa reserves the right to change any or all provisions of this scheme if found necessary in public interest.
2. Aims and Objectives of the Scheme:- (i) To regulate grant of financial assistance to Goan film makers with a view to encouraging production of quality celluloid as well as tele films, short films, documentaries, etc. and to boost the image of the State of Goa in the film world;  
  
(ii) The scheme envisages grant of financial assistance upto 50% of the cost of production of a film or as per the relevant provisions made in Schedule I hereto, whichever is less. However, a producer shall not be entitled to claim assistance under the scheme on more than one occasion, within two consecutive years in any film/video category either as a single producer or co-producer.  
  
(iii) The Entertainment Society of Goa shall arrange for the necessary budget provision for disbursement of financial aid to the registered film producers

wishing to avail of the financial help from the society for producing feature films in Konkani or Marathi and non-feature Films including tele-films, short films & documentaries in Konkani, Marathi, English & Hindi in Goa as per 'Schedule I', hereto. The funds for the scheme shall be provided as grants in aid to the Entertainment Society of Goa by the Department of Information and Publicity, Govt. of Goa.

(v) The Producers making feature films or non-feature films in more than one of the approved languages as above (bilingual) simultaneously shall be able to claim financial assistance for only one of the films, subject to the condition that the film is not a dubbed copy and that the producer should not have availed of any other similar subsidy scheme anywhere in India/abroad.

3. Definitions:- In the scheme, unless the context, otherwise refers,

(a) "Department" means the Department of Information and Publicity of the Government of Goa;

(b) Society means the Entertainment Society of Goa.

(c) "Financial Assistance", means financial assistance given by the society to films, financed under this scheme.

(d) "Scheme" means the Scheme specially formulated by the Government for giving financial assistance for production of feature films in Konkani and Marathi and non-feature films including tele-films, short films and documentaries in Konkani, Marathi, English and Hindi).

(e) "Producer" means an individual person, a partnership firm, a limited company or a society registered under the Societies Registration Act, 1860(21 of 1860) having the registered office in the State of Goa and satisfying such other provisions as may be laid down in this scheme.

(f) "Registration number" means a registration code number allotted by the society to the registered film producers;

(g) "Artistes" means and includes actors, actresses, screenplay writers, lyrics writers, cameramen, asst. Cameramen, production assistants, art directors and all other technical and non-technical staff associated with the film production;

(h) "Film Director", means a person directing the film;

- (i) "Story Writer" means a person writing the story for the film;
- (j) "Goan origin", means a person born in Goa and, if not born in Goa, a person who has 15 years domicile in Goa. This also includes a partnership firm having majority of the partners as Goans or a limited company registered in Goa under the Companies Act, 1956 and having majority directors as Goans provided they have filed their Income Tax Returns in the Goa region for the past 3 years.
- (k) "Screening Committee" means a Committee duly constituted by the Entertainment Society of Goa to evaluate the standard of the scripts and authenticity of the proposals submitted by the film producers.
- (l) "Finance Committee" means a Committee duly constituted by the Entertainment Society of Goa to look into the financial aspects of the film production and to make recommendations to the Entertainment Society of Goa for the quantum of financial help to be released after perusing the assessment reports submitted by the Screening Committee.
- (m) "Evaluation Committee" means a committee duly constituted to judge the quality i.e. technical as well as content of the film finance under the scheme.
- (n) "Registration Form" means a form issued by the Entertainment Society of Goa for the purpose of enrolling the film producers.
- (o) "Application Form" means a form issued by the Entertainment Society of Goa for applying for financial assistance for production of films.
- (p) "FIAPFF" means **Fédération International des Associations de Producteurs de Films; / International Federation of Film Producers Associations** based in Paris, an organization composed with 31 member associations from 25 of the leading audiovisual production countries and is in charge of supervising international film festivals, including some of the world's most important ones.

- (q) "National film award" means The **Film Awards** instituted by the Government of India in the year 1952 and organised by the ministry of Information and Broadcasting Govt of India.
- (r) Goan Producer means the person or a legal entity which is registered with the Entertainment Society of Goa and which fulfils the criteria laid down in this scheme.

(4) Procedure, terms and conditions governing the scheme:-

(1) The films should be originally produced in Konkani, Marathi, Hindi or English languages. A dubbed version of a pre-produced film shall not be eligible to claim benefit of this scheme. Any remake of the film already produced in any other language, shall not be considered under this Scheme. This condition shall apply to feature films and non-feature films including tele-films documentaries, etc.

(2) The detailed synopsis (up to 2 A4 size pages) of the film, budget, production plan, production schedule along with the bio-data of the screenplay and dialogue writer, director and producer should be submitted to the Entertainment Society of Goa for the purpose of initial approval; The producer shall also submit an affidavit that the script submitted by him/her does not violate the provisions of the Indian Copyright Act and the ESG shall be in no way be responsible for any or all claims arising out of violation of the copyright act and all such responsibility will lie with the producer. The technical details like the format on which the film is to be shot should also be submitted along with the initial application. Once approved by the society, the applicant will not be permitted to change the shooting format. Any subsequent change in the film's shooting format will be treated as fresh application.

(3) The final and detailed screenplay, dialogue and details of scheduling, locations, casting etc. should be submitted within 30 days after receiving the first approval from the society.

(4) The Producer producing any film shall have to undertake at least 50% of the shooting within the State of Goa.

(5) The Producer wishing to avail the financial assistance shall have to fill in an application form as per Schedule II hereto and submit all the enclosures mentioned therein.

(7) The Screening Committee shall examine all the documents related to script submitted with the application for the financial assistance and give its recommendations to the Governing Body of the ESG.

(8) The Screening Committee shall forward its approval/disapproval of the film projects to the Society. The Entertainment Society of Goa in turn shall submit the approved proposal to the Finance Committee which shall convey its recommendations to the Governing Body of the Entertainment Society of Goa for necessary action, provided the applicants have complied with all the requirements under this scheme.

(9) Once the Finance Committee grants its approval, the Entertainment Society of Goa shall inform the Producer about the sanction of the financial assistance and also intimate the time frame within which the shooting is to be completed. The time frame for completion of the shooting shall however not exceed 120 days from the date of issue of sanction letter. The entire time frame for completing the film should not exceed 200 days from the date of issue of sanction letter. In case of delay beyond 200 days, the society will impose a penalty up to 5% of the total released amount. In case of undue delay without proper justification beyond 200 days, the society will be authorised to cancel the approval granted under the scheme and will be at liberty to recover the principal along with the penal interest of 15% p.a. on the amount disbursed to the producers, from the date of default. The Producers shall submit to the Entertainment Society of Goa the final copy of the censored film i.e. film print for films shot on film formats and a DVD for films shot on video/digital formats along with the Certificate from the Central Board of Film Certification, Government of India, free of cost and the same shall be preserved in the film archive of the society.

(10) The Entertainment Society of Goa shall disburse the financial assistance under this scheme, in a maximum of three instalments for films produced on film formats as per the following schedule:

- (i) Towards the cost of camera equipment, lights, and raw stock
- (ii) Towards post production costs like studio charges, digital intermediate charges, laboratory, mixing, dubbing, Dolby, duplication, subtitling etc;
- (iii) On production of censor certificate which is compulsory and non compliance of this clause shall make the producer liable for penal action such as recovery of the disbursed financial assistance with penal interest @ 15% pa from the date of release of the first instalment

(11) The amount towards (i) & (ii) mentioned in sub clause (10) above shall be reimbursed directly to the supplier of raw stock and/or the laboratory/studio, etc. on submission of bills/proforma invoice. The producer will have to submit an invoice within 30 days from the date of release of payment by the ESG to the supplier of raw stock and/or the laboratory/studio, etc. No part of this amount shall be paid to the Producer directly.

Note: The scheme does not envisage payment of financial assistance directly to the Producers but only indirectly towards the cost of production of the film on the basis of Schedule I hereto for items like supply of raw stock,/tapes laboratory/studio charges etc.

(12) The amount of financial assistance shall be disbursed, whether in part or in full, on production of the following documents:-

(A) In case of disbursement of financial assistance in one instalment on completion of the film, the following documents should be submitted.

(1) Statement of total expenses incurred by the producer for the film and duly audited by the Chartered Accountant and verified by him/her certifying the correctness of the same.

(2) An Undertaking/Affidavit issued to the Producer to the effect that 50% of the first was filmed within the State of Goa. If necessary, the film will be screened for Entertainment Society of Goa, free of cost or any other person nominated by the society.

(3) Certified copy of the Censorship Certificate issued by the Central Board of Film Certification – Government of India.

(B) New applicants/producers wishing to avail the financial assistance under the Scheme should submit the following documents to the Entertainment Society of Goa for the release of the instalments.

(1) For release of the first instalment: - Invoice/Bill raised by the supplier of camera equipment, lights, and raw stock amounting to a maximum of 40% of the total amount of financial assistance sanctioned;

(2) For release of the second instalment:- Invoice/Bill raised by the studio/laboratory towards post production costs like studio charges, digital intermediate charges, laboratory, mixing, dubbing, Dolby, duplication, subtitling etc amounting to maximum of 40% of the total financial assistance;

(3) For release of the final instalment: - Amounting to balance of 20% of the financial assistance sanctioned towards the production of film after the

presentation of the valid censor certificate. This instalment will be released directly to the producer subject to clearance by the evaluation committee constituted by the society.

The evaluation committee will grade the final film into three categories namely A, B and C. These categories will be determined on the basis of the overall quality of the film i.e. technical and the content of the film by the evaluation committee. The committee shall work out its own procedures for categorising the films into various categories. A category film will be entitled to receive full 20% of the balance instalment. B category film will be entitled to receive 10% of the balance instalment while a film which is rated as C category will not be entitled to receive any amount from the third instalment.

(i) Statement of total expenses incurred by the producer for the film and duly audited by the Chartered Accountant and verified by him/her certifying the correctness of the same.

(ii) Censor Certificate issued by Central Board of Film Certification – Government of India.

(iv) Censored copy of the film in film, or DVD format for the records of the society.

However, for the films produced on video and digital formats, the reimbursement would be made in the following three stages:

1. towards cost of camera, lights and tapes,
2. towards editing and studio charges.
3. on production of censor certificate.

(1) For release of the first instalment: - Invoice/Bill raised by the supplier of camera equipment, lights, and tapes amounting to a maximum of 30% of the total amount of financial assistance sanctioned;

(2) For release of the second instalment:- Invoice/Bill raised by the studio/laboratory towards post production costs like studio charges, laboratory, mixing, dubbing, duplication, subtitling etc amounting to maximum of 50% of the total financial assistance;

3. For release of the final instalment: - Amounting to balance of 20% of the financial assistance sanctioned towards the production of film after the presentation of the valid censor certificate. This instalment will be released

directly to the producer subject to clearance by the evaluation committee constituted by the society.

The evaluation committee will grade the final film into three categories namely A, B and C. These categories will be determined on the basis of the overall quality of the film i.e. technical and the content of the film by the evaluation committee. The committee shall work out its own procedures for categorising the films into various categories. A category film will be entitled to receive full 20% of the balance instalment. B category film will be entitled to receive 10% of the balance instalment while a film which is rated as C category will not be entitled to receive any amount from the third instalment.

(i) Statement of expenses incurred and duly audited by the Chartered Accountant and verified by him/her certifying the correctness of the same. . The producers must submit all shooting masters of the film to the society for verification of shooting format.

(ii) Censor Certificate issued by Central Board of Film Certification – Government of India.

(v) Censored copy of the film in film or DVD format for the records of the society.

(13) All producers/applicants availing financial assistance from the Entertainment Society of Goa shall have to submit an authority letter authorising the Entertainment Society of Goa to screen their films free of cost for any film festival or special screening organised by it at any point of time for ticketed and non ticketed shows in the theatres belonging to the ESG that is four screen multiplex and Maquinez palace, Auditorium 1 and 2. The producer will have to give the final copy in celluloid or video format, as the case may be, free of cost to the society at the time of release of final instalment.

(14) In case if any Applicant/Producer availing a part of financial assistance from the Entertainment Society of Goa and does not complete the film, the Entertainment Society of Goa shall have the right to initiate legal recovery proceedings and recover such amounts paid to him/her along with penal interest of 15 % p.a.

(15) In the event of any dispute arising between the applicant/producer and the Entertainment Society of Goa the same shall be referred to an arbitrator in accordance to the provision of Indian arbitration and reconciliation act.

(16) The Producer shall produce a bond in the prescribed form as regards the completion of the film in the agreed time schedule, meeting all the technical

details of film production as per approved letter. The film must be completed within seven months from the date of approval.

(17) The films which have availed of any grant under any Government Scheme or from Konkani Academy shall not be eligible to claim/receive further financial assistance under this Scheme.

(18) Before the disbursement of 1<sup>st</sup> instalment, the Applicant/Producer shall have to submit to the Entertainment Society of Goa the details as to the sources from where the balance cost of the Production of the films shall be raised.

(19) Additional assistance may be provided by the Government as per the following details to promote good cinema:-

(a) Rs. 5,000/- per show for theatre release and screening of feature film (celluloid) upto a maximum of 100 shows in theatres located in the state of Goa and Rs.2000/- per show for tele-films/feature film on video/digital formats upto a maximum of 100 shows, in theatres located in the state of Goa subject to satisfactory furnishing of the proof of the screenings.

(b) Rs. 5,00,000/- if a film is screened in the official selection category by a registered film producer, at the International Film Festival of India or any other International Film Festival recognised by FIAPFF.

(d) Rs.20,00,000/- if a feature film wins the national film award in the best film category in regional language or any other film category and also at the international level in a film festival recognised by FIAPFF and Rs.5,00,000/- if the telefilms, short film or documentary wins an award at the national level/international level/in categories mentioned above.

(e) Rs.30,00,000/- if the film wins the Golden lotus award at the national film awards.

(f) Rs. 1,00,000/- for an individual artiste /technician winning a national film award in any individual category. Rs. 2,00,000/- if any of the artistes wins an individual awards in any of the FIAPF recognised International Film Festival.

(20)The Government may make law or issue ordinance to make theatres available for the release of celluloid films so that producers will be a theatre for one week in each city or village. The producer has to intimate to the theatre owner about his exhibition plans one month in advance. The suggestion is that the theatre owners and producers should share income equally therein.

(21) The Government may exempt all films made in Goa by Goan producers from Entertainment VAT, etc.

(22) The Government may make necessary provision to facilitate all Goan film producers registered with the Entertainment Society of Goa to avail of the outdoor and indoor shooting by paying a nominal charge of Rs.1,000/- per film. However the producers will have to pay the rates decided by private owners for shooting on any private property in Goa.

(23) Under this Scheme, the Entertainment Society of Goa may give financial assistance to various films subject to the funds available under the scheme.

(24) The Screening Committee shall consist of not more than ten members constituted by the society, with the approval of the State Government and shall consist of at least one professional screenplay writer from the film industry, two persons in the field of literature, i.e. one each Konkani and Marathi and one technical person preferably, a film director of high standing. The quorum for the meeting of the committee will be 50% of the members in the committee.

(25) The finance Committee shall consist of not more than six members as may be constituted by the society, with the approval of the State Government. The quorum for the meeting of the committee will be 50% of the members in the committee.

(26) The Evaluation Committee shall consist of not more than five members as may be constituted by the society, with the approval of the State Government. The evaluation committee will be headed by an eminent film Director and will also have a minimum of two technical experts. The quorum for the meeting of the committee will be 60% of the members in the committee.

Registered Producers: The scheme is intended to provide financial assistance to films produced by producers, registered with the society. The society will register the producers who fulfil the following conditions.

A. The producers must have 15 years domicile in the state of Goa.

B. The applicant must have produced or directed at least one film in any format having a minimum duration of twenty minutes.

C. Should be able to arrange sufficient funds to finance the film and proof to this effect will have to be given at the time of application for assistance under this scheme in the form of an affidavit.

D. The producers must not be in default of any amount due to the State /Indian Government and an undertaking to this effect shall be submitted

alongwith the application form. The producers should not have any criminal record or proceeding against him/her anywhere in the country.

E. A producer should have filed Income Tax Returns in Goa Region for the last 3 years.

5. Arbitration Clause:- In the event of any dispute or difference arising out of or in an way relating to or concerning these presents or the construction or effect of these presents, the same shall be referred to the sole arbitration of a Arbitrator. The Arbitrator so appointed will be entitled to proceed with the reference from the stage at which it was pending.

From time to time, the Arbitrator may with the consent of both the parties to these presents, extend the time for making the award. The award of the Arbitrator shall be a reasoned award shall be final and binding on the parties to the presents. Subject as aforesaid, the Arbitration Conciliation Act, 1966 (26 of 1996) and the rules made there under shall apply to the arbitration proceedings under this clause.

This has been issued with the concurrence of Finance (Exp.) Entertainment Society of Goa under their

By order and in the name of Government of Goa.

Director (Information & Publicity) & ex officio Jt. Secretary.

Panaji, 21<sup>st</sup> March, 2006.

## SCHEDULE I

(See Clause 2)

Feature Film Category (above 90 min)

If filmed on 35 mm celluloid, maximum financial aid

- Rs.20 lakhs

If filmed on 35 mm celluloid with Dolby digital , maximum financial aid - Rs.25 lakhs

If filmed on 16 mm celluloid, maximum financial aid - Rs.15 lakhs

If filmed on Digi-Beta or HD format, maximum financial aid - Rs.4 lakhs

If filmed on Beta cam SP maximum financial aid - Rs.2 lakhs

If filmed on Digital format (DVC pro), maximum financial aid - Rs.1 lakhs

For short film & documentary (above 30 min)

If filmed on 35 mm celluloid, maximum financial aid - Rs.5 lakhs

If filmed on 16 mm celluloid, maximum financial aid - Rs.3 lakhs

If filmed on Digi-Beta or HD format, maximum financial aid - Rs. 1 lakh

If filmed on Beta cam SP /(DVC pro), maximum financial aid -  
Rs.50,000

For short film & documentary (below 30 min)

If filmed on 35 mm celluloid, maximum financial aid - Rs.3 lakhs

If filmed on 16 mm celluloid, maximum financial aid - Rs.2 lakh

If filmed on Digi-Beta or HD format, maximum financial aid - Rs.50,000

If filmed on Beta cam SP /(DVC pro), maximum financial aid -  
Rs.25,000

## SCHEDULE II

(See Clause 6)

Entertainment Society of Goa of Information & Publicity

Government of Goa

**APPLICATION FOR AVAILING GRANT AID/FINANCIAL ASSISTANCE  
FOR PRODUCTION OF FILM BY GOAN PRODUCERS**

1. Name of the producer .....  
Age ..... Sex .....
2. Address Office: .....  
..... Tel: .....  
Residence : ..... Tel: .....
3. Rep. by .....
4. Registration code no – with Entertainment Society of  
Goa.....
5. Whether Individual/Partnership/Ltd. Co./Society .....
6. Type of film you propose to make: Feature/Short Film/Documentary
7. In what format will it be filmed digital/Betacam/ Digi-beta/celluloid etc.....
8. Duration of film: ..... Hrs ..... Min ..... Sec.
9. Have you produced any celluloid film or video film earlier: Yes/No.  
In case of “Yes” give details of the film .....
10. Was your film censored: Yes/No.: .....
11. Has your film participated in any Goan/National/International Film Festival:  
Yes/No ..... In case of “Yes” give  
details.....
12. Has your film won any awards in the festival: Yes/No.  
If “yes” give details: .....
13. Have you ever before availed subsidy for producing films from the  
Government of Goa or any Government agent  
Yes/No. If “yes” give details .....
14. Name of the film you propose to produce for which you are applying for  
financial assistance .....
15. Whether the film is Original/Remake/Dubbed: .....

16. Whether the film is based on any Novel then Title & Author's name  
.....

17. Language of the Film: .....

18. Total cost of the film: .....

19. Amount of financial assistance applying for production of the film:  
.....

(Attach separate sheet giving details)

20. Details of expenditure you are going to incur for production of the film:  
.....

(Attach separate sheet)

21. Details of balance amount to be raised by producer .....

22. Name of Director who will be directing your film and his/her address:  
.....

(also attach his/her bio-data on separate sheet)

23. Name and addresses of following with bio-data

1. Name of the story Writer .....

2. Name of the Screenplay writer .....

3. Name of Lyrics writer .....

4. Name of Dialogues writer .....

5. Name of Music Director .....

6. How many songs you propose to include in the film: .....

7. Name of Choreographer if any : .....

8. Name of Director of photography: .....

9. List of the main actors with their character name in the film

24. When do you propose to start with the shooting: .....

Please enclose shooting schedule.

25. Time required for shooting of the film: .....

26 Time required for post production: .....

27. When do you expect the film to be release for public: .....

28. When do you expect the film to get ready and duly censored: Month:  
..... Year .....

29. Within how many months you expect to complete the film from the date of receipt of first instalment. ....

I/WE HEREBY DECLARE THAT WHATEVER INFORMATION PROVIDED IN THIS FORM IS CORRECT TO THE BEST OF MY/OUR KNOWLEDGE AND BELIEF AND NO PART OF IT IS FLASE (if the information given is found to be false the application shall be rejected)

Date: .....

.....

Signature of the Producer

Seal

#### CHECK LIST OF DOCUMENTS ENCLOSED WITH APPLICATION FORM

1. Synopsis – Story
2. Screenplay
3. Bio-data of Story Writer
4. Bio-data of the Producer
5. Bio-data of the Director
6. Bio-data of the Music Director
7. Bio-data of the Director of Photography
8. Bio-data of the Editor
9. Bio-data of the Lyricist
10. Bio-data of the Art Director

#### APPLICATION FORM FOR REGISTRATION OF FILM PRODUCERS

1. Name of the producer .....  
Age ..... Sex .....
2. Address Office: .....  
..... Tel: .....  
Residence: ..... Tel: .....

3. Rep. By .....
4. State whether Individual, Partnership, Limited Co. Or Society  
.....
5. Have you produced any Films/Dramas/Musical program/any events: Yes/No.  
If yes, give details: .....
6. Whether you intend to produce video films or celluloid films? .....
7. In which language you intend to produce the film?  
Konkani/Marathi/Hindi/English: .....
8. Any other information you wish to give to consider your application for  
registration as film producer:  
.....

I/WE HEREBY DECLARE THAT WHATEVER INFORMATION PROVIDED IN THIS FORM IS CORRECT TO THE BEST OF MY/OUR KNOWLEDGE AND BELIEF AND NO PART OF IT IS FALSE (if the information given is found to be false the application shall be rejected)

(Name of the Film Producer)

