



MPA APSA ACADEMY FILM FUND RULES AND REGULATIONS 2017

PART A: INTRODUCTION

In 2017, ASIA PACIFIC SCREEN ACADEMY (“APSA”) (through BRISBANE MARKETING PTY LTD ACN 094 633 262) of Level 8, Roy Harvey House, 157 Ann Street, Brisbane Qld 4000, Australia, presenter of the Asia Pacific Screen Awards will deliver in association with the Motion Picture Association, the MPA APSA Academy Film Fund. These Rules and Regulations set out the eligibility and submission criteria and other rules applicable to the 2017 MPA APSA Academy Film Fund.

1. APSA Aims and Endorsements

- 1.1. The Asia Pacific Screen Academy aims:
 - To acclaim filmmaking in the Asia Pacific region that best reflects its culture, origins and cinematic excellence.
 - To acclaim the people behind this excellence.
 - To promote this outstanding work in film to a global audience in order to broaden the market appeal of such works.
 - To encourage the collaboration of filmmakers in the region.
 - To develop, through film, greater understanding of the region’s various cultures.
 - To recognise the creativity of our neighbouring cultures in the vast Asia Pacific region and, in doing so, take it to the world.
- 1.2. The 11TH Asia Pacific Screen Awards will be held in Brisbane, Australia, on Thursday, 23 November 2017.
- 1.3. The Motion Picture Association (MPA) and Motion Picture Association International (MPA-I) represent the interests of major motion picture companies in the global marketplace.

2. The MPA APSA Academy Film Fund

- 2.1. The MPA APSA Academy Film Fund is a US \$100,000 film fund exclusive to members of the Asia Pacific Screen Academy supported wholly by the Motion Picture Association (MPA). Four (4) grants, each of US \$25,000, will be allocated to the script development of four (4) new film projects.
- 2.2. The fund is intended to stimulate production in the region, particularly at the development phase, among the 70 countries and areas embraced by APSA.
- 2.3. Formed in early 2008 and led by Academy President, Australian screen legend, Dr Jack Thompson, the Asia Pacific Screen Academy is an influential body of filmmakers comprised of past APSA nominees and winners, International Jury and Nominations Council members. Increasing by approximately 80 members



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each year, the Academy has grown to some 1000 of the region's most influential names in film.

- 2.4. Funds will be granted to four (4) members of the APSA Academy.
- 2.5. Four (4) grants, each of US \$25,000, will be allocated to the development of projects from treatment to script (or in the case of documentaries, from project proposal to principal photography) of four (4) new film projects.
- 2.6. A panel of a minimum of three (3) industry experts will assess all film fund submissions to determine the successful projects in the lead up to the 11TH Asia Pacific Screen Awards in November.
- 2.7. The assessment panel will be determined by the MPA and APSA in their sole discretion.
- 2.8. Projects will be judged on the same criteria that apply to films in the APSA competition: films that best reflect their cultural origin, demonstrate cinematic excellence and are deemed Asia Pacific.
- 2.9. Nominees in the 11TH Asia Pacific Screen Awards (announced early to mid-October) are automatically inducted into the Academy at the time of the Nominees announcement and are therefore eligible to apply for the 2017 funding round.
- 2.10. A full list of Academy members can be viewed on the APSA website at the following link: <http://www.asiapacificscreenacademy.com/the-academy/academy-members-a-z/>
- 2.11. The four (4) successful recipients of the MPA APSA Academy Film Fund will be announced during the 11th Asia Pacific Screen Awards Ceremony. The 11TH Asia Pacific Screen Awards will be held in Brisbane, Australia, on Thursday, 23 November 2017.

3. Submission Categories

- 3.1. Applications can be submitted for the following categories:
 1. Feature Film (60 minutes + in duration)
 2. Animated Feature Film (40 minutes + in duration)
 3. Documentary Feature Film (40 minutes + in duration)
 4. Youth Feature Film (60 minutes + in duration)

4. Entry into the MPA APSA Academy Film Fund

- 4.1. Entries for the 2017 MPA APSA Academy Film Fund open on **Thursday 20 April 2017** and close on **postmarked deadline, Friday 6 October, 2017**. Entries however, must be physically in the APSA office by no later than **Friday 27 October, 2017** in order to be considered.
- 4.2. In order to make a valid entry into the MPA APSA Academy Film Fund, the member of the Academy submitting the project must comply with the eligibility criteria specified in Part B and other Rules and Regulations set out in this



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document and submit all required materials by the deadline specified in Section 8.



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PART B: ELIGIBILITY

5. Definition of the Asia Pacific Region

In these Rules and Regulations, the "**Asia Pacific region**" is defined as those countries and areas of Asia and the Pacific that lie substantially between the longitudes of 30 degrees east and 170 degrees west, being the countries and areas listed in **Appendix I**. On the map, this region stretches from Egypt in the west, to the Cook Islands in the east, and from Russia in the north, to New Zealand in the south.

6. Definition of a Film from the Asia Pacific Region

The Asia Pacific Screen Academy and the MPA APSA Academy Film Fund considers films to be from the Asia Pacific region if they have been predominantly created in the Asia Pacific region (listed in Appendix I), have been predominantly created by filmmakers from the Asia Pacific region and reflect the cultural origins of a country of the Asia Pacific. Please refer to **Appendix II** for a detailed example of The Test which is applied to film entries in to the Asia Pacific Screen Awards which determines if a film is Asia Pacific.

- 6.1. The Chairman of APSA will, on behalf of APSA and the MPA, make the final decision on the qualifying submissions applying The Test in its absolute discretion.

7. Eligibility

Only projects that meet the following conditions may be entered in to the 2017 MPA APSA Academy Film Fund:

- 7.1. Submitted projects must be intended for feature length, defined as over 60 minutes for Feature films and Youth Feature films and over 40 minutes for Animated Feature films and Documentary Feature films.
- 7.2. Eligible projects may be original or adapted from existing literary works. Proof of option for adaptation will need to be provided.
- 7.3. Only projects that have intent for theatrical or festival release and in the case of documentaries, either intent for theatrical/festival release or television broadcast will be considered.
- 7.4. **Projects in production at time of submission will be deemed ineligible.**
- 7.5. **If a project goes into production before the final fund recipients are determined, the Academy member must advise APSA via written notice immediately.**
- 7.6. Projects must be creatively and culturally set within one (1) or more of the 70 countries of the APSA defined Asia Pacific region. **See Appendix I.**



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- 7.7. **Only a member of the Asia Pacific Screen Academy can submit an entry in to the MPA APSA Academy Film Fund.** A full list of Academy members can be viewed on the APSA website at the following link:
<http://www.asiapacificscreenacademy.com/the-academy/academy-members-a-z/>
- 7.8. All APSA nominees are automatically inducted into the Academy at the time of the Official Nominees Announcement in each respective year of their nomination. In addition, the Director/s of nominated feature films (Best Feature Film; Best Youth Feature Film; Best Animated Feature Film; Best Documentary Feature Film) will also be inducted to the Academy if they are not already the nominee. For the case of the UNESCO Award, producers of each nominated film in this award achievement are inducted in to the Academy.
- 7.9. All members of APSA Advisory Committees, APSA Nominations Council, Nominee Selection Panels and APSA International Jury are inducted into the Academy at the time of their appointment.
- 7.10. The Patron of the Academy APSA Chairman and the President of FIAPF- International Federation of Film Producers Associations are Academy members. The APSA Chairman has the right to bestow honorary Academy memberships.
- 7.11. 2017 APSA Nominees are eligible to enter the MPA APSA Academy Film Fund. 2017 APSA Nominees will be announced early to mid-October 2017. Film Fund co-ordinator will assist with deadline extension in order for new 2017 inductees to meet a dedicated deadline for project submission.
- 7.12. Academy membership is valid for the lifetime of the member.
- 7.13. The submitting Academy member **MUST** be attached to the submitted project in one or more of the following roles:
- Executive Producer
 - Producer
 - Co-Producer
 - Director
 - Screenwriter
 - Actor
 - Actress
 - Cinematographer.
- 7.14. Whilst collaboration between Academy members is encouraged, **only one (1) Academy member is required to be attached to the submission provided they hold one of the roles** listed in 7.13.
- 7.15. In addition, **a Screenwriter must be attached to the project** at time of submission. It is not required that the Screenwriter be an Academy member.
- 7.16. If a Screenwriter is not attached to the project, the submission form must include proposed Screenwriter/s for the intended project as the MPA APSA Academy Film Fund is a fund designed for script development. Proof that the screenwriter is in agreement to be attached to the project must be supplied before Friday 27 October, 2017.



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- 7.17. In the instance an individual Academy member submits their own project as Screenwriter and holds one of the following additional roles: Executive Producer, Producer, Co-Producer, Director, Actor, Actress or Cinematographer, they need not attach a further creative for the project to be eligible.
- 7.18. If the Screenwriter(s) listed in the submission form change at any point:
- prior to the announcement of fund recipients at the awards ceremony; OR
 - in the case of winning projects, prior to the delivery of first draft script
- the Applicant must inform APSA in writing of the change in screenwriter(s) at their soonest, providing a brief explanation for the change and a biography or CV for the newly appointed screenwriter(s).
- 7.19. Where the Academy member is NOT:
- The author of the project's synopsis, treatment or outline; OR
 - The Screenwriter; OR
 - The rights holder for the project (if applicable)
- the signature of the application author, Screenwriter and rights holder (if applicable) must be provided in the Authority to Compete form available at the end of the online submission form.**
- 7.20. If the submitting Academy member is from outside the Asia Pacific region and does not hold a birth certificate or current passport from the APSA defined Asia Pacific region or currently reside in the Asia Pacific (see Appendix I), they must have at least one (1) key creative (Executive Producer, Producer, Director, Screenwriter, Actor, Actress or Cinematographer) from Asia Pacific attached at time of submission.
- 7.21. All projects based on adapted screenplays will need to disclose Chain of Title and Proof of Underlying Rights at time of submission as set out in the Submission Form.
- 7.22. Projects will be judged on the same criterion which applies to films in the APSA competition: films that best reflect their cultural origins, demonstrate cinematic excellence and are deemed Asia Pacific as defined in Section 5 and 6 and also set out in The Test in Appendix II.
- 7.23. An Academy member may submit a maximum of two (2) projects for consideration but will only be eligible for one (1) film fund of US \$25,000.
- 7.24. **An Academy member who has successfully received script funding in a previous round of this fund and the project has not been fully acquitted cannot receive additional funding in subsequent rounds.**
- 7.25. Once a project has been submitted it cannot be altered or withdrawn from the MPA APSA Academy Film Fund without prior written notice to APSA.
- 7.26. The decision of the Chairman of APSA regarding eligibility of projects, on behalf of APSA and the MPA, is final and no correspondence will be entered into.



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8. Deadline

- 8.1. Deadline for receipt of completed Online Submission Forms and accompanying submission materials listed in Part D is postmarked **Friday, 6 October 2017**.
- 8.2. Any submission postmarked after **Friday, 6 October 2017** will not be accepted. Submissions must arrive at the APSA office by no later than **Friday, 27 October 2017** in order to be considered by the panel.
- 8.3. The decision of the Chairman of APSA, on behalf of APSA and the MPA, is final and no correspondence will be entered into.

PART C: CATEGORY DEFINITIONS

9. Definition of Documentary Feature Film

- 9.1. An eligible documentary is defined as a non-fiction film over 40 minutes in length.
- 9.2. A documentary may be photographed in actual occurrence, or may utilise part re-enactment, stills, animation, stock/archival footage, stop-motion and other techniques, as long as the primary focus is fact rather than fiction.
- 9.3. A film that is primarily a promotional film, an industrial or instructional film, or essentially an unfiltered record of a performance is not eligible.
- 9.4. Only individual documentary films will be considered eligible. This excludes from consideration: episodes extracted from a larger theme series; segments taken from a single “composite” program, short subject documentaries created from materials substantially taken from, or cut down from publicly exhibited (in commercial theatres, festivals and/or television), completed feature length documentaries.
- 9.5. **All general eligibility rules set out in Part B apply.**

10. Definition of Animated Feature Film

- 10.1. An animated feature film is defined as over 40 minutes in length.
- 10.2. An animated film is defined as a motion picture created of at least 40 minutes in length with a significant number of the major characters animated, and in which animation comprises no less than 70% of the film’s running time.
- 10.3. **All general eligibility rules set out in Part B apply.**

11. Definition of Youth Feature Film

- 11.1. A Youth feature film is defined as over 60 minutes in length.



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- 11.2. Projects that will be considered suitable as a Youth Feature Film include projects that are for and about young people, or told partly or entirely from a child's point of view and/or a film that at its heart is made for children.
- 11.3. An eligible Youth film is defined as a film suitable for viewing by children with and/or without parental guidance.
- 11.4. As a guide, using the UN Convention on the Rights of the Child, a child is considered to be any human being below the age of 18. The definition therefore includes babies, small children, older children and young people.

PART D: SUBMISSION OF MATERIALS

12. Submission Materials – Feature, Youth and Animated Feature Films

- 12.1. The following materials must be posted/couriered by the postmarked deadline outlined in Section 8:
 - a) Four (4) x hard copy printed, double line spaced, one-page synopsis
 - b) Four (4) x hard copy printed, double line spaced, 12-point font, 8-page treatment **maximum**
 - c) Filmography/biography of attached crew/cast member, 1-page limit per member

13. Submission Materials – Documentary Feature Films

- 13.1. Four (4) printed copies of the following materials must be posted/couriered by the postmarked deadline outlined in Section 8:
 - a) One-page synopsis, double line spaced
 - b) Two (2) to four (4) page proposal/statement (double-line spaced, 12-point font) addressing the following points and questions:
 - a. **What:** The film's agenda
 - b. **How:** How the idea will be translated to screen
 - c. **Who:** Background summary of the film's key Subjects
 - d. **Access:** Applicant's accessibility to the Subjects
 - c) Filmography/biography of attached key creatives and Subjects where applicable (please attach each person's biography on separate pages).
- 13.2. All submissions must be in the English language to be considered.
- 13.3. A project submission must be sent ONCE only.
- 13.4. Once submitted a submission cannot be altered and resent without prior approval from APSA.



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PART E: SELECTION OF FUND RECIPIENTS

14. Fund Recipients

- 14.1. Successful applicants for the 2017 MPA APSA Academy Film Fund will be selected by an independent panel of film professionals comprised of film industry experts. The assessment panel will be selected by APSA and the MPA in its absolute discretion.
- 14.2. Any person on the Assessment Panel determined by APSA or the MPA to have taken part in, or to have or perceived to have an interest in relation to, a submitted project will declare that interest.
- 14.3. The Assessment Panel will meet for four (4) days in late November 2017, in Brisbane, Australia to assess the submitted projects and deliberate to determine successful applicants.
- 14.4. The final results will be known only by the Assessment Panel, APSA and the MPA until the 11th Asia Pacific Screen Awards Ceremony on Thursday, 23 November 2017 when APSA and the MPA will announce the four (4) successful fund recipients.
- 14.5. The Ceremony can be viewed on Thursday, 23 November 2017 via online streaming and the results will be published near-live on the APSA website.
- 14.6. APSA will attend Panel Assessments when required but will take no part in the assessment and final decisions.
- 14.7. All decisions made by the Assessment Panel are final and no correspondence will be entered into.
- 14.8. APSA, the MPA and the Assessment Panel shall provide, for project deliberation meetings, a full and fair consideration of the merits of all submitted projects.

PART F: MPA APSA ACADEMY FILM FUND

15. Transfer of Funds

- 15.1. The MPA APSA Academy Film Fund monies will go to the Academy member who has submitted the project for disbursement to the screenwriter attached to the project.
- 15.2. Successful fund recipients will receive a contract detailing the disbursement of funds and the script acquittal process mid-January 2018.
- 15.3. Fund recipients will receive an electronic bank transfer to the value of US\$12,500 as first stage payment and will need to reapply with first draft full length script (or in the case of documentary, examples of footage shot and advanced project outline/treatment) to APSA for second stage funding.



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- 15.4. Second stage funding will be allocated once Assessment Panel Chair has reviewed the development of the script and/or viewed the documentary footage and developed project outline.
- 15.5. If a draft script has not been received by APSA two (2) years from the signed date of the winner's contract, APSA has the right to suspend the second stage funding unless the Academy member has negotiated an extension providing in writing reasons for the delay.

PART G: GENERAL

16. Authority/Dispute

- 16.1. APSA and the MPA reserves the right in its sole and absolute discretion:
 - (a) to determine whether an entry is validly made in accordance with these Rules and Regulations;
 - (b) to reject any entry that is not validly made in accordance with these Rules and Regulations;
 - (c) to determine what process, if any, it may adopt to resolve the validity of any entry;
 - (d) to determine the composition of the Assessment Panel;
 - (e) to settle all disputes in relation to these Rules and Regulations and the MPA APSA Academy Film Fund;
 - (f) to settle all cases in relation to the MPA APSA Academy Film Fund that are not covered by these Rules and Regulations;
 - (g) to delegate any power, right or discretion under these Rules and Regulations conferred on it to the APSA Secretariat.
- 16.2. The decision of APSA will be final and binding.
- 16.3. Should any dispute arise regarding the interpretation of a point in these conditions, the original English version is binding.
- 16.4. In the event of any dispute concerning credits APSA reserves the right to declare any project ineligible or, alternatively, to reject all claims to credit, list credits as being in controversy and withhold any project until the dispute is resolved.



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17. Contact Details

Each communication (including each notice, consent, approval, request and demand) under or in connection with this document must be in writing and:

- 17.1. must be addressed as follows (or as otherwise notified by that party to each other party from time to time):

**Attn: MPA APSA Academy Film Fund
Asia Pacific Screen Academy
C/o Brisbane Marketing**

Courier Address

Level 8, Roy Harvey House
157 Ann Street
Brisbane Qld 4000
Australia

Postal Address

PO Box 12260
George Street
Brisbane Qld 4003
Australia

Tel + 61 7 3006 6228
Fax +61 7 3006 6252
E: apsa@brisbanemarketing.com.au
www.asiapacificscreenacademy.com

- 17.2. must be signed by the party making it or by any attorney, director, secretary or authorised agent of, that party;
- 17.3. must be delivered by hand or posted by prepaid post to the address, or sent by fax to the number of the addressee, in the case of APSA or specified on the Submissions Form in the case of an entrant; and
- 17.4. is taken to be received by the addressee:
- (a) **(in the case of prepaid post sent to an address in the same country)** on the third day after the date of posting;
 - (b) **(in the case of prepaid post sent to an address in another country)** on the fifth day after the date of posting by airmail;
 - (c) **(in the case of fax)** at the time in the place to which it is sent equivalent to the time shown on the transmission confirmation report produced by the fax machine from which it was sent; and
 - (d) **(in the case of delivery by hand)** on delivery,

but if the communication is taken to be received on a day that is not a working day or after 5.00pm, it is taken to be received at 9.00am on the next working day ("working day" meaning a day that is not a Saturday, Sunday or public holiday and on which banks are open for business generally, in the place to which the communication is posted, sent or delivered).



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18. General

- 18.1. These Rules and Regulations are governed by and must be construed according to the law applying in Queensland, Australia and each entrant irrevocably submits to the non-exclusive jurisdiction of the courts of Queensland, Australia, and the courts competent to determine appeals from those courts, with respect to any proceedings that may be brought at any time in relation to these Rules and Regulations and the Online Submissions Form.
- 18.2. These Rules and Regulations may be varied by APSA in its absolute discretion and any variations will be binding on each entrant once such variations have been published on the APSA website.
- 18.3. Each entrant must promptly do all further acts and execute and deliver all further documents (in form and content reasonably satisfactory to APSA) required by law or reasonably requested by APSA to give effect to this document and the agreement between APSA and the entrant constituted by the Submissions Form.
- 18.4. APSA may assign, novate or otherwise transfer any of its rights or obligations under this document without the prior consent of any person. Each entrant cannot assign, novate or otherwise transfer any of its rights or obligations under this document without the prior consent of APSA.

19. Interpretation

In this document:

- 19.1. headings are for convenience only and do not affect interpretation; and unless the context indicates a contrary intention;
- 19.2. an obligation or liability assumed by, or a right conferred on, two or more parties binds or benefits all of them jointly and each of them severally;
- 19.3. "person" includes an individual, the estate of an individual, a corporation, an authority, an association or a joint venture (whether incorporated or unincorporated), a partnership and a trust;
- 19.4. a reference to a party includes that party's executors, administrators, successors and permitted assigns, including persons taking by way of novation;
- 19.5. a reference to a document (including this document) is to that document as varied, novated, ratified or replaced from time to time;
- 19.6. a word importing the singular includes the plural (and vice versa), and a word indicating a gender includes every other gender; if a word or phrase is given a defined meaning, any other part of speech or grammatical form of that word or phrase has a corresponding meaning; and
- 19.7. "includes" in any form is not a word of limitation.



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APPENDIX I

Asia Pacific Screen Awards definition of the Asia Pacific Region.

In these Rules and Regulations, the "**Asia Pacific region**" is defined as those countries and areas of Asia and the Pacific that lie substantially between the longitudes of 30 degrees east and 170 degrees west, being the countries and areas listed in **Appendix I**. On the map, this region stretches from Egypt in the west, to the Cook Islands in the east, and from Russia in the north, to New Zealand in the south.

Eligible countries and areas:

ASIA

South Central Asia

1. Afghanistan
2. Bangladesh
3. Bhutan
4. India including:
5. Jammu and Kashmir (India)
6. Islamic Republic of Iran
7. Kazakhstan
8. Kyrgyzstan
9. Maldives
10. Nepal
11. Pakistan
12. Sri Lanka
13. Tajikistan
14. Turkmenistan
15. Uzbekistan

South Eastern Asia

16. Brunei Darussalam
17. Cambodia
18. Indonesia
19. Lao People's Democratic Republic
20. Malaysia
21. Myanmar
22. Philippines
23. Singapore
24. Thailand
25. Timor-Leste
26. Vietnam

Eastern Asia

27. People's Republic of China including:
28. Special Administrative Region of Hong Kong
29. Special Administrative Region of Macau



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30. Taiwan
31. Democratic People's Republic of Korea
32. Japan
33. Mongolia
34. Republic of Korea
35. Russian Federation

Western Asia

36. Armenia
37. Azerbaijan
38. Bahrain
39. Egypt
40. Georgia
41. Iraq
42. Israel
43. Jordan
44. Kuwait
45. Lebanon
46. Oman
47. Qatar
48. Saudi Arabia
49. Syrian Arab Republic
50. Turkey
51. United Arab Emirates
52. Yemen
53. Palestine

Pacific

54. Australia
55. New Zealand

Micronesia

56. Federated States of Micronesia
57. Kiribati
58. Marshall Islands
59. Nauru
60. Palau

Melanesia

61. Fiji
62. Papua New Guinea
63. Solomon Islands
64. Vanuatu

Polynesia

65. Cook Islands (NZ)
66. Niue (NZ)
67. Samoa
68. Tokelau (NZ)
69. Tonga



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70. Tuvalu

Asia Pacific Screen Awards definition of the Asia Pacific Region has been based on the Asia Pacific Broadcasting Union Statutes and United Nations and UNESCO definitions of the region.

Asia Pacific Screen Awards definition of the Asia Pacific Region has been based on culture and heritage rather than politics, borders or boundaries.



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APPENDIX II

The Test of the Asia Pacific Screen Awards

A film will qualify as a film from the Asia Pacific region if it satisfies the criteria set out below. A film will be eligible if it achieves at least nine (9) out of a possible fourteen (12) maximum points in Item 1 and at least ten (10) out of a maximum nineteen (19) in Item 2 of the criteria set out in The Test below.

THE TEST

1. Content	Weighting
A. Film is based on subject matter or underlying material from or about the Asia Pacific region;	Maximum of 3 points
B. Film is predominantly (over 50%) set in the Asia Pacific region; (Films set outside the Asia Pacific region, that deal with Asia Pacific diaspora may be awarded a maximum of 2 points)	Maximum of 3 points
C. Lead Characters are from the Asia Pacific region;	Maximum of 3 points
D. Original dialogue recorded in a language from the Asia Pacific region. Silent Films will receive the maximum of 3 points.	Maximum of 3 points
Total	Maximum of 12 points

2. Creative

E. The majority of creative talent must be predominantly from the Asia Pacific region, meaning they must be born in the Asia Pacific region or hold a current passport from a country in the region or normally reside in the region.	
i. Director	3
ii. Script writer	3
iii. Producer/Co-Producer	3
iv. Cinematographer	2
v. Editor	1
vi. Composer	1
vii. Lead Actors:	
Lead (1) (Male or Female)	2
Lead (2) (Male or Female)	2
viii. Additional points for APSA Academy member involvement in any of the above key roles	2
Total	Maximum of 19 points