

Equity/PACT Cinema Film Agreement to
April 4th 2014
A Digest

NB. The +% amounts (ie. 50%, 75% or 280%) relate to the fees payable for the film's commercial exploitation (see pages 4 for breakdown and 6 re Low Budget/Very Low Budget films).

PLEASE NOTE THE RELEVANT +% FEES ARE PAYABLE AT THE POINT OF CONTRACT . These fees are for FEATURED ARTISTS

Films with a budget of £3 million and over

	<u>Basic</u>	<u>+280%</u>
Daily Rate	£122	£464
Weekly Rate	£488	£1855
Minimum Variation Rate	£1331	£5058
(At this fee or over, certain standard terms of the Cinema Film Agreement may be varied by Special Stipulation)		
Overtime Variation Rate	£3993	£15174
(At this fee or over, overtime can be waived with artist's consent)		

Overtime – 1/3 of the daily fee (excluding use fees), subject to a maximum of **£72 per hour**.

British Low Budget Films

Low Budget – over £1 million but under £3 million

	<u>Basic</u>	<u>+75%</u>
Daily Rate	£122	£214
Weekly Rate	£488	£854

Very Low Budget – under £1 million

	<u>Basic</u>	<u>+50%</u>
Daily Rate	£122	£183
Weekly Rate	£488	£732

STUNTS

Stunt Performer Daily	£511 inclusive of use fees.
Stunt Performer Weekly	£2044 inclusive of use fees.
Stunt Co-ordinator Daily	£649 inclusive of use fees.
Stunt Co-ordinator Weekly	£2596 inclusive of use fees.
Stunt Insurance daily	£15.50
Stunt Insurance weekly	£31
Stunt wig/wardrobe	£122
Stunt Overtime	1/7 of their daily rate.

ADR. *

ADR Session rate	£267
ADR Session rate Low Budget Film	£87

* A.D.R. (Additional Dialogue Replacement or Automatic Dialogue Replacement) is not predominantly concerned with performance in character but is to do with the creation of atmosphere and general characteristics sounds and dialogue to fit with action, often over crowd scenes.

Holiday pay applicable to all the above

Holiday Pay	£13.89 per day.
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Working Time & Overtime Rates

Working day/night = 10 hours including 1 hour for lunch.

Continuous working day (which must be called as such) 8 hrs between 7am & 7pm, which must include a running buffet for the artists.

Time spent in makeup, hairdressing and wardrobe is included as part of the working day.

There should be a 12 hour break between calls.

Payment is on a weekly basis and is due by Friday of the week following that in which the work is done. Late payment penalty (to be invoiced) - £10 per day late, subject to a maximum of 10 days (i.e. £100).

Nightwork = basic fee + 50% daily fee

Work on Sixth day = additional daily fee

Work on Seventh day and declared holiday = basic fee + 50% daily fee

Pre-purchases and back-end payments

Option A

3% of producer's net profits from all sources, to be shared among the performers pro rata, on a points system. This option will be usually applied to independent British films.

Option B

A percentage of gross receipts from sales to television broadcasters and from sales of videos/DVDs, to be shared among the performers pro rata, on a points system. This option will be usually applied to US Studio films made in the UK.

Breakdown of pre-purchase percentages (total 280%) as per Appendix FA:

Theatrical

USA/Canada 30%

Rest of World (including the UK) 30%

UK Television Rights (excluding Theatric & DVD)

UK Network Terrestrial TV 12.5%

UK Secondary TV 2.5%

UK Premium Pay, Pay per View & On Demand TV 15%

USA Rights (excluding Theatric & DVD)

US Major Network 15%

US Other than a Major Network 5%

US Pay TV 10%

Rest of the World TV Rights (excluding UK and USA rights) 5%

Worldwide DVD/Video 140%

World Download to own 5%

World Pay VOD 2.5%

World Clip Exploitation 5%

World Free VOD 2.5%

POINTS SYSTEM ON OPTIONS A & B

Time Units:

Each day worked = $1/5^{\text{th}}$ (0.2) Time Unit

Each Week worked = 1 Time Unit

Maximum = **5 Time Units**

Salary Units:

For three days or less;

Each multiple of £122 = $1/5^{\text{th}}$ (0.2) Salary Unit

Four or more days/weeks;

Each multiple of £488 = 1 Salary Unit

Maximum = **10 salary units**

ESCROW ARRANGEMENTS ON ALL CINEMA FILMS

The production must either provide a letter of financial guarantee, which will only be accepted from a very large organization such as one of the US Studios or the BBC, or place a sum of money with either Equity or PACT. Escrow is only placed with Equity if the production is not going through PACT.

In all cases the escrow required is the entire sum to be paid to each member subject to a maximum of £3500 per week, with a maximum of two weeks' money held, i.e. we hold a maximum of £7000 per artist.

The escrow will be returned within two weeks of confirmation by the producer that all artists have been paid.

Low Budget Films

A film with a budget below £1 million can be registered with PACT as a Very Low Budget Film (VLBF).

A film with a budget below £3 million can be registered as a Low Budget Film (LBF).

There are concessions on registered low budget films; the fees are lower, £116 + 50% on a VLBF & + 75% on LBF. These fees allow the producer to exploit the film across the board (i.e. the pre-purchase buys all uses). In exchange for this concession, the producer must pay 5% of net profits.

Further details on all issues connected with the Cinema agreement can be obtained from Equity.