



Australian Government
Classification Board

File No: [REDACTED]
Classification No: [REDACTED]

Attention: [REDACTED]
AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY
PO BOX 13112,
LAW COURTS
MELBOURNE VIC 8010

NOTICE OF CLASSIFICATION OF CONTENT

Schedule 7, Broadcasting Services Act 1992

I refer to an application dated 01 October 2013 for the classification of the undermentioned film. I hereby give notice that the decision of the Classification Board for this film is as detailed below:

Title: **ACMA INV-0000-3781**
Running time: **104 MINUTES**
Producer: **NOT SHOWN**
Director: **NOT SHOWN**
Production company: **NOT SHOWN**
Country of origin:
Classification: **R 18+**

Certified



[REDACTED]
Director

Date: 1 October 2013

Review of classification

Clause 30 of Schedule 7 of the Act provides that certain persons may apply to the Classification Review Board for a review of the classification. Generally, an application for review must be made within 30 days after the applicant is notified of the classification (clause 31 of Schedule 7). More information about the review process is available at www.classification.gov.au or by contacting the Secretary to the Classification Review Board on (02) 9289 7100.

Reasons for the Decision:

Pursuant to Schedule 7 of the Broadcasting Services Act 1992, upon valid application content must be classified by the Classification Board as a film, computer game or eligible electronic publication in accordance with the National Classification Code, the Classification Guidelines, and the Classification (Publications, Films and Computer Games) Act 1995, excluding sections 10, 19, 20, 22, 23A, 24, 25, 26, 27, 28, 44A, and Division 6 of Part 2.

The Board is of the opinion that the content should be classified in a corresponding way to that which a film is classified under the Classification (Publications, Films and Computer Games) Act 1995, as per clause 25 of Schedule 7 to the Broadcasting Services Act 1992.

In the Board's view this content warrants an R 18+ classification as, in accordance with item 3 of the films table of the National Classification Code, it contains material that is unsuitable for a minor to see.

Pursuant to the Guidelines for the Classification of Films, this content is classified R 18+ as the impact of the classifiable elements is high. Material classified R 18+ is legally restricted to adults. Some material classified R 18+ may be offensive to sections of the adult community.

The classifiable elements are themes, sex and nudity that are high in viewing impact.

The examples described below do not represent an exhaustive list of the content that caused the film to be classified MA 15+.

THEMES, SEX and NUDITY

Within the R 18+ classification there are virtually no restrictions on the treatment of themes and the Guidelines state: "Sexual activity may be realistically simulated. The general rule is 'simulation, yes – the real thing, no'."

The item contains high impact themes as well as explicit sexual activity and nudity that are high in viewing impact. The three elements are inextricably linked and justified by context within a languidly-paced narrative which explores the coming of age of Renie, an eleven year old boy on the verge of puberty and afraid of sexual maturity. At approximately 68 minutes, Renie sneaks into a caravan and finds an adult female lying on her stomach asleep. Her bare buttocks and the side of one of her breasts are visible. Renie's breathing becomes heavier as he watches the naked woman sleep from a distance. Immediately following this, the scene cuts to depict Renie sitting on the ground in a barn looking worried and breathing heavily. The camera pans from his face down to his crotch where his juvenile erect penis is depicted in close-up. He touches the shaft of his penis slightly before the camera pans back to his face and then returns to his penis which is slowly losing its erection.

The Board is of the opinion that, this brief depiction of actual explicit sexual activity is naturalistic and contextualised within the film's narrative and as such can be accommodated within the R 18+ classification category.

OTHER MATTERS CONSIDERED OR NOTED

The Guidelines for the Classification of Films state that "context is crucial in determining whether a classifiable element is justified by the storyline or themes ... this means that material that falls into a particular classification category in one context may fall outside it in another". The Board notes that as submitted the content to be classified is situated within the context of what appears to be an online movie site. As submitted, the content consists of a film and text only and does not contain any other context. Within this context, the content warrants an R 18+ classification.

Decision:

This content is classified R 18+ pursuant to Schedule 7 of the Broadcasting Services Act 1992.