

ANNEX V

SUPPORT PROGRAM FOR THE PRODUCTION OF FICTION FEATURE FILMS FIRST WORKS

1. Applicants and beneficiaries

1.1. Independent film-makers and producers who are currently registered with the Register of Cinematographic Companies may apply.

1.2. Only projects by film-makers who have not previously made more than two fiction feature films may be presented.

1.3. Beneficiaries may be independent producers who are currently registered with the Register of Cinematographic Companies.

2. Applications

2.1. Every year, the ICA sets the date or deadlines for the delivery of applications.

2.2. The preparation of the application will include the following elements and information:

a) Declaration of intentions of the film-maker, on the thematic, narrative, technical and artistic aspects which s/he considers to be relevant, up to 5,000 characters;

b) Cinematographic screenplay;

c) Registration of the screenplay in the IGAC;

d) Contract with the film-maker, when the latter is not the applicant;

e) Contract or sufficient authorization with the screenplay writer and with the eventual author of the existing work in respect of the respective adaptation for cinema, in conformity with the provisions in the Code of Copyright and Related Rights;

f) Budget and foreseeable financial structure of the project;

g) Curriculum of the film-maker;

h) Other elements which the applicant considers relevant;

i) Curriculum of the producer, as per the Register of Cinematographic Companies;

j) Certificates proving that the applicant has no outstanding debts with the tax authorities and social security.

3. Criteria of selection and respective application

In the evaluation of the projects, the jury will apply the criteria established in article 16 of Decree Law no. 227/2006, of 15 November, especially taking into account the following parameters of appreciation:

3.1. Criterion A – Artistic and cultural quality and potential of the project:

Relevance of the topic;

Consistency of the cinematographic screenplay and its suitability to the proposed aesthetics;

Consistency and feasibility of production of the project.

3.2. Criterion B – Curriculum of the film-maker

Previous works produced;

Official selections, prizes and relevant mentions obtained in cinema festivals for previous works produced by the film-maker;

Previous professional experience in the area of cinema or related areas.

3.3. Criterion C – Curriculum of the producer

Official selections, prizes and especially relevant mentions obtained in cinema festivals for previous works produced by the applicant;

National and international operating results of cinematographic previous works produced by the applicant;

History of the fulfillment of the obligations resulting from financial support granted by the ICA or other entity.

4. Weighting coefficients

The final classification of each project is obtained by the application of the following formulas:

a) When the application is presented by the producer:

$$CF = (5A + 2,5B + 2,5C) / 10$$

b) When the application is presented by the film-maker:

$$CF = (5A + 5B) / 10$$

5. Decision to grant the support of the ICA

5.1. Within the period of 30 days from the notification of the final ordered list resulting from the classifications awarded by the jury, the applicants of the projects indicated by the latter should deliver to the ICA:

- a) Indication of the producer, when the application is made by a film-maker, attaching a document of the former in which s/he declares that s/he accepts the project within the terms presented for tender;
- b) Contract celebrated with the film-maker (if it has not been presented previously);
- c) Contract celebrated with the screenplay writer and with the eventual author of the existing work in respect of the respective adaptation for cinema, in conformity with the provisions in the Code of Copyright and Related Rights (if it has not been presented previously);
- d) Budget in line with the form established by the ICA;
- e) Financial structure;
- f) General information on the project, specifically the structure of the coproduction, as relevant, with an indication of the filming locations and periods, laboratories, studios and other technical establishments planned, filming format(s), final format, expected duration and language(s) in which the work is spoken;
- g) Curriculum of the co-producers not subject to registration, if any;
- h) Contracts of the co-producers, if any;
- i) Strategic operational and dissemination plan of the work.

5.2. Within the maximum period of 20 days after the deadline for the delivery of the documents referred to in the previous line, the ICA will set the amount and conditions of the support, consulting the producer, the film-maker, the jury and, when necessary, specialised consultants.

5.3. Within a period of the same length, as from the date of presentation of the proposed financing presented by the ICA, the producer should indicate whether s/he accepts or rejects the proposed financing.

5.4. The ICA's decision becomes definitive upon ratification by the member of the Government responsible for the area of Culture.

5.5. Within a period of 60 days after the date of ratification, the contract between the ICA and the producer will be signed in accordance with the wording approved by the ICA and which will obligatorily include the following elements:

- a) Cinematographic screenplay;
- b) Budget;
- c) Financial structure.

6. Payments

6.1. Payment of the financial support will be made in accordance with the provisions in the contract, notwithstanding the following:

- a) Payment of the support will be made after approval by the ICA of the elements set out in the financial execution form sent by e-mail;
- b) In no case may more than 10% of the amount of the support be paid by the ICA unless the accounts of the amounts previously received in connection with the project have been presented;
- c) The period of time between the date of receipt of each payment and the presentation of the respective accounts must not exceed three months;
- d) A minimum of 5% will be paid upon the delivery of the elements referred to in point 6.2;
- e) 5%, up to 30 days after delivery of the final accounts of the Production, signed by a chartered accountant or, if the support is greater than € 200,000, by a statutory auditor.

6.2. The payment referred to in line d) of point 6.1. depends on the presentation and approval of the following elements:

- a) Two synchronous copies in the format contracted and one copy in DVD;

- b) Authorization to make an intermediate positive;
- c) Trailer for use in the promotion and dissemination of the work by the ICA;
- d) Synopsis (maximum 500 characters);
- e) Distribution contracts, if any, with an indication of the date booked for the début;
- f) Broadcasting and publishing contracts, if any;
- g) Dialogue list of the film;
- h) Contract with the composer, if there is original music;
- i) List of musical compositions;
- j) Batch of photographs of the filming representative of the film in digital format, for use in the promotion and dissemination of the work by the ICA;
- k) 3 Posters and copies of other promotion material produced.

7. Public exhibition

The works supported may not have their commercial début nor public exhibition without the prior delivery to the ICA of the synchronous copies referred to in line a) of para. 6.2.