



# Pershore Town Council

## **POLICY ON RECORDING, FILMING, PHOTOGRAPHING AND BROADCASTING PERSHORE TOWN COUNCIL MEETINGS**

Pershore Town Council is committed to good governance and to open and transparent decision making. The Council welcomes the attendance of the press and public at all of its meetings, whilst they are open to the public. Members of the public are also welcome to speak at the start of these meetings and, if invited to do so by the Chairman, during the meeting itself.

This policy provides guidance to the public and press on the use of mobile phones, social media (use of web-based technologies to share information and to interact with online communities, e.g. blogs, Twitter, Facebook, YouTube and SMS text messaging), filming, photographing, recording and broadcasting of the meetings of the Council and its Committees.

### **Who may attend Council meetings to record them?**

The Openness of Local Government Bodies Regulations 2014 states that anyone present at the meeting is permitted to film, record audio, take photographs, use social media and use the internet.

The press or public may attend any Council meeting whilst that meeting is in open session. They may record, film, photograph and broadcast the proceedings of any of these meetings. The “press” is widely defined and includes citizen journalists, bloggers, social commentators and people wishing to film proceedings as well as more traditional print media.

### **What facilities are available to the public and press under this policy?**

The Council will make “reasonable” facilities available to assist anyone wishing to record, film, photograph or broadcast proceedings of its meetings. This will include providing a table at each meeting for use by the press to assist with taking their reports. The Council will also designate an area in the public gallery, typically the front row, for use by anyone wishing to record, film, photograph or broadcast proceedings. The Council will not provide any additional kit or equipment to enable the recording, filming, photographing or broadcasting of proceedings. Nor will the Council facilitate additional internet access.

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### **What can be recorded, filmed, photographed or broadcasted?**

Any Council meeting may be recorded, filmed, photographed or broadcast, whilst these meetings are in public session only. However any such activity, broadcast, commentary or expression of views is subject to the UK legislation, including the laws of defamation, public order, data protection and human rights.

### **What restrictions are there on recording, filming, photographing or broadcasting?**

*(a) Meetings during which the presence of the press and public are excluded*

The public and the press may be excluded, by resolution, from a meeting, where the transaction of business on the agenda is likely to involve the disclosure of confidential information. Where it is resolved to exclude the press and public then all rights to film, record, photograph or broadcast the meeting are rescinded and recording equipment used for the purpose of reporting the meeting must be removed from the meeting while the meeting is in closed session.

*(b) Members of the public attending the meeting who do not wish to be recorded, filmed, photographed or broadcasted*

A person who does not wish to be filmed, photographed, recorded or appear in any broadcast will typically be asked to sit towards the rear of the public gallery. Persons who film, photograph, record, or broadcast meetings are required to only focus on Councillors, Officers and the public who are directly involved in the conduct of the meeting.

*(c) Use of Mobile Devices and oral commentary*

To minimise disruption to others attending the meeting, all attendees must ensure that their phone or other mobile devices are set to silent mode during the meeting. Whilst written report or written commentary is permitted during a meeting, no oral commentary or oral reporting is permitted by anyone at the meeting, as this could be disruptive to the proceedings of the meeting.

*(d) No flash photography shall be used unless permission is given by the Mayor at the annual Council meeting during the 'Mayor making' process.*

### **Exclusion from a meeting on the grounds of disruptive or intrusive behaviour**

As far as possible, every effort will be made by the Council to ensure that the public and the press are able to exercise their rights to film etc. However, should this activity become overly intrusive or disruptive to the point where it is considered to interfere with the proceedings or the conduct of business, or the decision making process, then the Mayor (in the case of Council meetings) or the Chairman (in the case of other meetings) will warn the person to desist. If the instruction is not respected, the person may be asked to leave the meeting. If the

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activity is disruptive or distracting to the good order and conduct of the meeting, the Mayor or Chairman may rescind permission to record, photograph, film, broadcast or to the use of any other means by the press or public for enabling persons not present, to see or hear proceedings at the meeting as it takes place, or later. The Mayor or Chairman's ruling is final. Examples of disruptive behaviour include: - moving to areas outside of the designated area within the public gallery for the purpose of recording, filming, photographing or broadcasting the meeting, without the permission of the Mayor or Chairman; - generating excessive noise in making a recording or during the setting up or re-siting of equipment during the meeting; - intrusive lighting or use of flash photography; - attempting to address the meeting without permission or asking for statements to be repeated for the purposes of recording; - seeking to record, film, photograph or broadcast members of the public against their wishes. This list is not exhaustive.

**Is permission required to attend a meeting for the purpose of recording proceedings?**

While no prior permission is required to film, record, photograph or broadcast a meeting in open session, it is advisable that any person wishing to film or audio record a public meeting notify the Town Clerk before the start of the meeting so that, as outlined above, seating at the front can be provided for them and anyone not wishing to be filmed or recorded can move to the rear.

Claims or liabilities Any person or organisation choosing to film, photograph, record or broadcast any Council meeting is responsible for any claims or other liability resulting from their activities and by choosing to film, photograph, record or broadcast proceedings, they accept that they are required to indemnify the Council, its Members and Officers in relation to any such claims or liabilities.

**Deemed acceptance of this policy's requirements**

Any person or organisation choosing to film, photograph, record or broadcast any Council meeting is deemed to have accepted the requirements of this policy, whether they have read the policy or not.