

Date 16.8.19

LC Ref 1900394

Title Charlie Says

Other Known title(s)

Medium DVD

Director (s) Mary Harron

Producer (s)

Country (ies) USA

Language (s) English

0.00 Copyright warning

0.34 ends

0.00 Richard says goodbye.

~~was~~ Drugs - marijuana. Sex-affair.

1.41 ends

0.00 Charlie Says.

0.40 Trailer ends

0.00 Feature

Mary Harron film - Director.

2 F & 1 M - hitchhiking, Katie & Lulu.

High when I first heard that song

M said he was homosexual to get out of war

6 Susan - shit.

11.40 George - elderly man. Young girl/woman is
molestating him in chair

We dont get hung up about sex

12 Katie & Leslie ecstasy.

13 CM tells Sandy to take off her clothes - Others
undress but she is badly scared. Nated

breasts & vagina. bottom. Charlie kisses her.

18 Pregnant woman stabbed 20x.

22 Girls sent on bus to take food from skip bin
 Girl flashes bus boy/waiter - female breasts
 Another leads him behind skip. Starts undress
 Eating (men first) Give up watches, clocks, calendars
 Marijuana. Smoking
 Sex - CM "break down inhibitions. Touch each
 other. Touch yourselves."

Set/28 CM tells Tex to perform cunnilingus on one of F.
 Room full of people. Orgy like. Breasts
 Sex. activity to side camera view.
 F. Sabbing

29 CM takes Lulu to his room. She looks apprehensive.
 He tells her she doesn't have to do anything
 doesn't want to. She undresses herself.
 Naked breasts & backside. Sex.
 CM: Girls really love to their daddies.
 What they want and can't have.

34 Motherfucker
 Childbirth CM makes little cut. knife. Blood
 screaming.

36 CM - in bath Naked backside
 Shit
 Bible readings

44 New girl in baby. Discusses sex in Tex.
 When she can't fists clucked at sides.

46 Fucking crazy

49 Charlie practising song - 3 women - he strips
 them exposing breasts "fitties"

51 * - naked breasts - Producer.

54 Motherfuckers

55 salad dressing. Piss. Pissed.
 CM slaps F several times

fucking hit me. Fuck you.

Get the fuck out of here. Threatens back wrist.
 CM & woman struggle.

"Getting hit by the man you love is no different than
 making love to him"

59 Katie - CM throws knife - Sign of trust
Drugs - speed, snorting,
 m tabs

Fuck.
Race war - deeply racist ideas.
Helter skelter.

1.05 CM training women to stab - all holding knives.
stabbing chair.

Fucking special security unit
SSU duration of their sentence.
Jesus fucking christ.

Women shaved heads - Charlie spoke to us.
Told us to protest.

1.10 Who the fuck are you
Get the fuck out. Get the fuck out of my barn
whoring around.

1.13 The CM & girls - burglary. People sleeping.
Mess with their stuff. Steal wallets.

1.16 CM takes Lulu to top of cliff. You want to leave
me jump.

CM loading guns.
"who's the piggy" "kill the piggy"
Knife - discussing with Tex that he can kill
him. Chanting.

1.21 CM - fuck. Burn your eyes out.

Sharon Tate.

1.23 Drug use -
Fuck.

Apocalypse.

1.25 Dead bodies front yard. Bloodied.

Tex, Katie covered blood. Standing over Tate
begging to live to have her baby

Katie says "kill her". Tex slices her face knife
Shocking

Footage of Tate.

1.30 Tex has man & wife bound. Hooded. Screaming.
Wraps cord around neck. Stabs ~~her~~
repeatedly. Blood sprays up in to her face

Tormenting victims. Women begging for her husband.

Lulu looks crazed - woman/victim already dead
Karlene leaves prison.

1.37

Patricia Krenwinkel, Leslie Van Houten
Susan Atkins

California Prison. Institution for Women.

1.40

Dana Guerin

Cindi Rice

John Frank Roseblum

Jeremy Rosen

1.45.37 ends.

CONSIDERATION SHEET

No summary of reasons, can sheet only

OFLC ref: 1900394.000

Submission channel: s12(1)

Title of publication: Charlie Says

Other known title: Not stated

Medium: DVD

Distributor: Madman Entertainment

Director: Mary Harron

Producer: Dana Guerin
et al.

Country of origin: United States

Language: English

Applicant: Film & Video Labelling Body

Examination transcript No: 753

Examination date: 14 August 2019

Other identifying information:

COMPONENTS OF FILM

Components of film originally examined:

	Components	Running time
Feature(s):	Charlie Says	105:37
Timed component(s):	Richard Says Goodbye	1:41
Total running time:		107:18

Components of film excised:

CONSIDERATION OF THE PUBLICATION UNDER THE FILMS, VIDEOS, AND PUBLICATIONS CLASSIFICATION ACT 1994 (FVPC ACT)

Description

Charlie Says is an American film on DVD. The plot centres on the infamous “Manson girls”, Leslie Van Houten, Patricia Krenwinkel and Susan Atkins. It is the late 1960s and the young women have been kept in isolation from the general prison population having been convicted of murders they carried out on behalf of Charles Manson. Their death sentences have been commuted to life imprisonment and the prison warden is concerned about their wellbeing, cut off potentially indefinitely from any community. Several years after their crimes, they continue to spout Manson’s apocalyptic inspired doctrines with which they have been brainwashed. Enter Karlene Faith, a graduate student who is tasked by the warden to provide the girls with a connection to the world outside of Manson’s horrifying influence, and ultimately help them achieve a sense of remorse and rehabilitation.

The film interposes flashbacks to scenes on Spahn ranch where Manson’s young cult following lived together prior to the infamous murders. These scenes develop and attempt to rationalise why the Manson girls participated in such heinous crimes. We also see depictions of murder being carried out by Manson’s followers.

The DVD also contains a trailer for *Richard Says Goodbye*. Trailer content is no stronger than that of the feature.

Section 3(1): the Subject Matter Gateway

Does the publication describe, depict, express, or otherwise deal with matters such as:

✓

Sex¹

There are several depictions of sexual activity on Spahn ranch, where Manson has made his base and attracted a group of young adults with anti-authoritarian, anti-conformist ideals. It is the 1960s and Manson’s diatribe spouts free love and sexual freedom. Female characters are treated abusively as sex objects on several occasions. This is never challenged, the characters simply go along with it as Charlie’s pawns.

Leslie arrives at Spahn ranch and is given a tour. She witnesses a young woman masturbating George, the elderly and apparently blind owner of the ranch, as he sits in a chair in front of the television. The sexual act is implied by the woman’s arm motion which is largely obscured by the couch. Katie tells Leslie they “don’t get hung up on sex” at the ranch.

¹ Note that a publication can be found to deal with a matter such as sex if (a) the publication is or contains 1 or more visual images of 1 or more children or young persons who are nude or partially nude; and (b) those 1 or more visual images are, alone, or together with any other contents of the publication, reasonably capable of being regarded as sexual in nature. (s 3(1A)).

Section 3(1): the Subject Matter Gateway

The young women venture out to take food from a dumpster outside a restaurant. A young male waiter remonstrates with them, and one of the women distracts him by flashing her breasts at him. Another woman leads him behind the bin and starts to undress him, suggesting some form of sexual activity is about to occur. Little detail is shown.

Leslie and Charlie move to his room. She looks apprehensive and he tells her she doesn't have to do anything she doesn't want to. She undresses herself and her naked breasts and backside are exposed. Charlie asks her about the parts of her body she doesn't like, such as "your tits are too small, your ass is too big?" and slaps her bottom. After this teasing he tells her she is perfect. Charlie lies on top of Leslie, unbuckles her pants and her facial expression indicates penetration. The sex is very brief and the camera remains on their faces. Charlie continues his indoctrination of Leslie while having sex with her, discussing "girls making love to their daddies".

Another woman discusses the incredible sex she had experienced with Tex, describing when she "came" having had her fists clenched at her sides.

Charlie performs a musical audition to a few men, with three of his women as backing singers. He strips their tops off, exposing their breasts, saying he needs more "titties". They continue to dance with their breasts exposed.

A few men on motorcycles visit the ranch. One of them kisses Leslie and talks about making love. The scene cuts and they are next shown waking in a barn as if they have had sex. Charlie finds them and is incensed, accusing Leslie of "whoring around" and yelling at the man, "put your dick in your pants".



Horror

Not horror as such but there is a slightly disturbing scene where one of the women is shown giving birth. Charlie intervenes, using a knife to create an incision in the woman's vagina to allow the baby to emerge. This isn't directly shown but is mentioned. There is a lot of blood in the scene and the woman is screaming in pain and exertion. Another woman chews through the umbilical cord once the baby is delivered.



Crime

There are depictions of recreational drug use, home-invasion and burglary, assaults and murder.

A young man says "time for communion" and gives Katie and Leslie a small white tab on their tongues. Later someone places something onto women's tongues. In another scene a couple briefly snort 'speed' from a knife then kiss. On the way to commit murder, Tex talks about doing Acid and 'Orange Sunshine' and believing an apocalypse is near. No effects of these drugs are shown but drug use is clearly part of the lifestyle on the ranch.

None of these crimes are promoted or encouraged. They are well known to be actual crimes committed by Manson and his followers and the film simply tells that story.

Section 3(1): the Subject Matter Gateway

The trailer for *Richard Says Goodbye* has some mild verbal references to drug consumption.

✓

Cruelty

Refer to s 3(3)(a)(i) below.

✓

Violence

Refer to s 3(3)(a)(i) below.

—

None of the above, proceed to s 3A and s 3B

Section 3(2): Certain publications are "deemed to be objectionable"

Does the content of the publication raise any of these issues? If it does, discuss, and conclude whether the publication promotes or supports, or tends to promote or support, that matter.

—

s 3(2)(a) The exploitation of children or young persons for sexual purposes

—

s 3(2)(b) The use of violence or coercion to compel a person to participate in, or submit to, sexual conduct

—

s 3(2)(c) Sexual conduct with or upon the body of a dead person

—

s 3(2)(d) The use of urine or excrement in association with degrading or dehumanising conduct or sexual conduct

—

s 3(2)(e) Bestiality

—

s 3(2)(f) Acts of torture or the infliction of extreme violence or extreme cruelty

Section 3(2): Certain publications are "deemed to be objectionable"	
✓	None of the above
If the publication promotes or supports (or tends to) any of these matters, could excisions be used to remove the problematic content?	
—	Yes. Consider the rest of the publication under s 3(3) and s 3(4) and discuss the required excisions in the conclusion.
—	No. The publication is deemed to be objectionable. <u>Proceed to Conclusion</u>

Section 3(3): Matters to be given particular weight	
If any of the following criteria apply, discuss in terms of the extent and degree to which, and the manner in which, the publication:	
✓	s 3(3)(a)(i) Deals with the infliction of torture, serious physical harm, significant cruelty
<p>While the Manson ‘family’ are seated at the dinner table, Charlie picks a fight with Susan, one of his female followers. He insults her cooking and she retorts that she had ‘pissed’ in the salad dressing. Charlie stands and slaps her hard several times, causing her to cry out. She fights back, and there is a struggle that is disturbing to watch, where Charlie overpowers Susan and threatens, “I’ll break your fuckin’ wrist”. A cracking sound is heard. Everyone else at the table stays seated, too intimidated to intervene. Charlie wrestles Susan to the floor then lies over her and kisses her. The assault ends and Charlie orders Susan in to the kitchen to clean up. She later tells Leslie, “getting hit by the man you love is no different than making love to him”.</p> <p>Charlie leads his followers in training for Helter Skelter, an apocalyptic vision he has forecast. He instructs his followers how to stab with knives and the group take turns thrusting and stabbing a chair. They later chant “who’s the piggy” and “kill the piggy” and yell at Tex that they can kill him. Tex participates in the chanting. Charlie has clearly brainwashed his followers to commit murder.</p> <p>Tex and some of the women are shown threatening a pregnant Sharon Tate, who sobs and begs to be spared so she can have her baby. Katie and Tex are covered in blood, having committed previous murders that weren’t shown. We see bloodied bodies lying in the lounge and out in the front yard. Katie whispers to Tex, who is wielding a large knife, to kill Tate, and he leans in and slices her cheek with the blade. Tate recoils and screams. This is fleetingly shown. The scene is shocking, and its basis in true life events may be foremost in a viewer’s mind, adding to the horror that is depicted.</p> <p>Shortly after this, Leslie accompanies Tex and Katie on another raid of a private residence. Tex places a hood over a man’s head as he is bound on the ground in his pyjamas. The man is distressed, asking if they are going to kill him and repeating “I’ve got money”. Tex asks the girls if</p>	

Section 3(3): Matters to be given particular weight

Charlie said to kill them and apparently terrified, they nod to indicate yes. Tex wraps a cord around the man's neck and the man gurgles as if being suffocated. Tex then fetches a knife. The scene cuts away but the man is later heard calling for his wife and then screaming in pain. Leslie and Katie enter a bedroom where the wife is also hooded and crying as she lashes out blindly with a bedside lamp in an attempt to protect herself. Katie begins duelling with her with a knife. The camera cuts to Tex standing over the body of the husband, covered in blood and gripping the knife. The man's body is still and lifeless. Leslie walks in to the room as Tex pulls out the knife from the wife's body. Tex then invites Leslie to take the knife, because "Charlie says everyone has to do something". Leslie takes the knife and repeatedly stabs the corpse. Blood sprays up and covers her face and she screams maniacally with each stab. The camera focuses on her face and not the blade stabbing the body.



s 3(3)(a)(ii) Deals with sexual violence or sexual coercion, or violence or coercion in association with sexual conduct

When the Manson "family" are gathered together around a fireplace, Charlie instructs a young woman called Sandy to take off her clothes. She is initially reluctant and frightened. Charlie tells the others to help her, and she is fully undressed exposing her breasts, pubic area and naked backside. Charlie shows the group the long scar on Sandy's spine and calls it a sign of parental abuse. He kisses her and has the others tell Sandy that she is beautiful. They embrace her and Sandy then looks relieved, as if this has been a breakthrough moment for her.

There is a stronger sexual scene where Charlie tells his followers they need to break down inhibitions and to touch each other and "touch yourselves". He appears to gain satisfaction and a sense of power and control from everyone following his instructions. He tells a young man called Tex that mouths are for sucking, and to perform oral sex on one of the women. An orgy-like scene takes place where this oral sex is implied, naked breasts are visible, and a couple appear to be having sex to the side of the camera's view. There is little focus on the sexual activity, more so on the character's faces with Leslie looking confused. Tex's discomfort and Sandy's sobbing create a sinister undercurrent to the sexual activity.



s 3(3)(a)(iii) Deals with other sexual or physical conduct of a degrading or dehumanising or demeaning nature



s 3(3)(a)(iv) Deals with sexual conduct with or by children or young persons



s 3(3)(a)(v) Deals with physical conduct in which sexual satisfaction is derived from inflicting or suffering cruelty or pain

Section 3(3): Matters to be given particular weight	
—	s 3(3)(b) Exploits the nudity of children or young persons
—	s 3(3)(c) Degrades or dehumanises or demeans any person
—	s 3(3)(d) Promotes or encourages criminal acts or acts of terrorism
—	s 3(3)(e) Represents that members of any particular class of the public are inherently inferior to other members of the public by reason of an characteristic that is a prohibited ground of discrimination specified in s 21(1) of the Human Rights Act 1993
Feature touches on issues of race relations in terms of Manson's views on race war, but not in a manner that encourages racist attitudes.	
—	The publication doesn't deal with any s 3(3) criteria

Section 3A:	
Does the publication contain highly offensive language to such an extent or degree that it is likely to seriously harm viewers under a certain age?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>Discuss (including any necessary consideration of offensive language that is not 'highly offensive' or any highly offensive language which is not likely to cause serious harm to young viewers):</p> <p>Frequent usages of highly offensive language include "fuck" and its derivatives. Charlie in particular uses "motherfucker" and "fuck" in anger in concert with physical violence or aggression in a manner likely to seriously harm younger viewers.</p>	

Section 3B:	
Does the publication contain any of the following material?	
—	Harm to a person's body, including self-inflicted death, self-mutilation or harmful body modification (other than any already discussed under s 3(3) criteria).

Section 3B:	
✓	Conduct that, if imitated, would pose a risk of serious harm to self or others (other than any already discussed under s 3(3) criteria).
As a sign of trust, Katie allows Charlie to throw a large knife in her direction, narrowly missing her and hitting the wood beside her. She declares that she would die for Charlie.	
—	Physical conduct of a degrading, dehumanising or demeaning nature (other than any already discussed under s 3(3) criteria).
—	Visual images of a person's body that alone or with any other contents of the publication are of a degrading, dehumanising or demeaning nature (other than any already discussed under s 3(3) criteria).
—	None of the above
<p>Does the extent and degree of the material make the publication likely to cause any of the following harms to young people under a specified age because of their general levels of emotional and intellectual development and maturity?</p> <ul style="list-style-type: none"> ▪ Cause them to be greatly disturbed or shocked ▪ Increase significantly the risk of them killing, or causing serious harm to, themselves, others, or both ▪ Encourage them to treat or regard themselves, others, or both, as degraded, dehumanised or demeaned. <p>Discuss likely harm/s or why the content is unlikely to cause these harms:</p> <p>Katie is unharmed and in good spirits as this scene occurs. It is extremely unlikely to encourage imitation amongst others, and demonstrates the bizarre hold Manson had over his followers which makes it likely to be disturbing to younger viewers.</p>	

Submissions & consultations (if applicable)	
—	Consultation or enquiries required under s 21
—	Submissions received from interested parties under s 20

Any other information to be taken into account (if relevant)

(e.g. previous OFLC decisions, decisions of other classification bodies, research, books, articles, reviews, etc.)

Conclusion

- In addition to all of the above matters, consider relevant s 3(4) matters: the dominant effect of the publication, character of the publication (including any merit, value or importance), impact of the medium, intended or likely audience, intended purpose, and any other relevant circumstances relating to its use
- Identify any likely injury to the public good from the unrestricted availability of the publication
- Determine the classification, taking into account the New Zealand Bill of Rights Act 1990 (NZBORA) and the need to impose the least restrictive limitation on the right to freedom of expression that will prevent injury to the public good

The dominant effect of is a crime-based drama about the experiences of the “Manson girls” who were imprisoned for life as a result of killings they did at Manson’s behest. The film is intended to entertain, by recreating supposed real life events that occurred both in the lead up to the 1969 murders and afterwards inside the prison.

The DVD’s unrestricted availability is likely to be injurious to the public good. There are depictions of sexualised nudity, sexual objectification and sexual activity which are likely to give younger viewers a distorted view of adult sexual behaviour and relationships. The short but strong sequences showing the brutal and bloody home invasion and murders are likely to be highly disturbing to children and younger teens, particularly given they are based on real life events and involving young adults.

Considering these factors, the DVD is restricted to persons who have attained the age of 16 years. This limit to freedom of expression is considered reasonable, demonstrably justified and the minimum required to prevent injury to the public good.

Classification

R16

Descriptive note to cover: violence, sex scenes, offensive language, nudity

Excisions (if applicable)

Display conditions (restricted publications only)	
Are display conditions necessary?	<input type="checkbox"/> Yes
	<input checked="" type="checkbox"/> No
Reason for any display conditions:	

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Publication

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Publication Outline for Charlie Says

Parent

Print Summary

Add Record

Publication Number: 1900394.000

* Publication Title: Charlie Says

Other Known Titles:

* Submission Channel: s12(1)

* Medium: DVD

Is Associated Advertising?:

Language:

Abkhazian
Afar
African
Albanian

Add >>

<< Remove

English

Country of Origin:

Afghanistan
Albania
Algeria
American Samoa

Add >>

<< Remove

United States

Film Festival Name:

Add

CRN:

Date of Court Order:

Publication Status: Complete

Assigned To:

Scrimation Transcript No: 753

ISBN:

Record Source: CDA

File Notes

Remove

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Date:

Created By:

File Note:

Fee Details

Expected Fee (\$): 381.10

Base Fee (\$): 1124.40

Less (-)

Plus (+)

Fee Waiver: 75.008 643.30

Urgency Amount (\$):

Recovery (\$):

Corrigendum Details

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Created By:

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* Status:

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1. New Zealand Patent Classification

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Outline **Requests** Addressees Related Publications Versions Decisions History

Requests for Charlie Says

1900394.000 DVD

Request No.	Request Type	Status	Status Date	Applicant
R1900348	Fee Waiver	Conditionally Granted	22/07/2019	Film & Video Labelling Body

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Outline Related Publications Status History

Outline for Fee Waiver

Request No.: R1900348

Request Type: Fee Waiver

Date Created: 18/07/2019

Reason for Application: The distributor is requesting a fee waiver for the above mentioned publication. Their forecast is 60 units @ \$20 each. Total running time is 107 mins.

* Request Status: Conditionally Granted

Status Date: 22/07/2019

Fee Waiver \$: 75.00

* Fee Waiver Regulation: Reg 7

Reason for Decision:

The applicant asks that expected low sales be considered in deciding whether or not to grant a fee waiver with respect to this publication. Distributors should not rely on the Classification Office to waive classification fees that have not increased for many years in order to subsidise what is essentially a commercial venture. On the other hand, given the limited number of units to be sold, it would be unreasonable, unfair or unduly burdensome to require the payment of the full prescribed fee in respect of this publication. I accordingly waive 75% of the prescribed fee.

Conditions:

Condition: If more than 200 units are sold the portion of the fee waived may be payable.

Applicant Details

Create Document

Select Document:

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Generated Documents

Fee Waiver Decision



Delete

Applicant to Labelling Body Details

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Applicant Name: Madmen Entertainment

Organisation:

Applicant Address:

Phone Type: Number:

Email:

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Related Publications for Fee Waiver Request No. R1900348

Publication No.	Publication Title	Medium	Status
<input type="checkbox"/> 1900394.000	<u>Charlie Says</u>	DVD	Complete

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Status History for Fee Waiver Request No. R1900348

Status	User Name	Date
Conditionally Granted	Jared Mullenox	22/07/2019
Awaiting Approval	Hgaire Maunder	18/07/2019
Logged	Hgaire Maunder	18/07/2019

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Addressees for Charlie Says

1900394.000 DVD

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- [Film & Video Labelling Body](#) Applicant
- [Madman Entertainment](#) Applicant to Labelling Body, Distributor
- [Mary Harron](#) Director
- [Dana Guerin](#) Producer
- [et al.](#) Producer

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Related Publications for Charlie Says

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- 1900394.001 [Charlie Says](#)

Submission Channel: s12(1) Medium: Stick
 * Related As: Advertising Material Publication Status: Complete
 Classification: Approved.

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Publication Versions for Charlie Says

1900394.000 DVD

Add Version

Clone Version

Remove

Version 1

Publication Copied: Date Copied:

Add Excision

Add Component

Remove

* Type

* Description

Running Time

Mins Secs

Feature(s)

Charlie Says

105 37

Time of component(s)

Richard Says Goodbye

1 41

Total Running Time 107:18

Add Excision

Add Component

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100 Wellington Street, Wellington

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Outline Requests Addressees Related Publications Versions **Decisions** History

Decisions for Charlie Says

1900394.000 DVD

Decision Summary

Clone Con Sheet

Create Date	Body	Classification	Type	Excision Status
15/08/2019	<u>OFLC</u>	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 16 years.	No Excisions	

Consultation

Consultation Required:

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Consideration Sheet



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Decision for Charlie Says

1900394.000 DVD

* Classification Type: Standard Customised Publication Status: Complete

No Exclusions Decision

Classification Body: OFLC

Version Number: 1

* Standard Classification:

R16

Descriptive Note:

Violence, nudity, sex scenes, offensive language and content that may disturb

Summary of Reasons for Classification (Register Page):

Not applicable

Date Decision Registered:

22/08/2019

Additional Information:

Display Conditions

s27(5) Display Conditions:

Add

s27(5) Display Conditions on any film poster:

Add

Batched Publications for Written Reasons

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Publication History for Charlie Says

1900394.000 DVD

Status History

Status	User Name	Date
Complete	s9(2)(a)	02/09/2019
Decision Registered		22/08/2019
Classified & Signed		22/08/2019
Decision Affirmed		21/08/2019
Draft Complete		16/08/2019
Drafting Decision		14/08/2019
Examined		14/08/2019
Examining		14/08/2019
Queued		22/07/2019
Logged		18/07/2019

Publication Movements

Movement	User Name	Date	Notes
<u>Pub Received</u>	s9(2)(a)	22/07/2019	
<u>Final Docs Dispatched</u>		22/08/2019	dvd archived in bond store
<u>Disposal Action Destroy</u>		22/08/2019	

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