

## New Zealand.

REPEALED: See Act, 19 Not



### ANALYSIS

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| <p>Title.</p> <ol style="list-style-type: none"> <li>1. Short Title and commencement.</li> <li>2. Membership of Board increased to seven.</li> <li>3. Reduction of salaries of members (other than Chairman).</li> <li>4. Quorum of Board increased.</li> </ol> | <ol style="list-style-type: none"> <li>5. Advisory Council abolished.</li> <li>6. Board to supervise programmes of all broadcasting stations.</li> <li>7. Prohibition of advertisements.</li> <li>8. Limitation of number of broadcasting stations not operated by Board.</li> </ol> |
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### 1934-35, No. 40.

Title. AN ACT to amend the Broadcasting Act, 1931.

*[2nd April, 1935.]*

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title and commencement.

See Reprint of Statutes, Vol. I, p. 700

Membership of Board increased to seven.

1. (1) This Act may be cited as the Broadcasting Amendment Act, 1934-35, and shall be read together with and deemed part of the Broadcasting Act, 1931 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the first day of April, nineteen hundred and thirty-five.

2. (1) The New Zealand Broadcasting Board established under the principal Act shall, after the commencement of this Act, consist of seven members.

(2) Section three of the principal Act is hereby consequentially amended as follows:—

(a) By omitting from subsection two the word “three”, and substituting the word “seven”:

(b) By repealing subsection four.

(3) Two members of the Board shall be appointed from persons nominated in that behalf by organizations recognized by the Minister as being representative of the holders of receiving licenses in New Zealand :

Provided that if no nominations are received for the purposes of this subsection, the Governor-General in Council may appoint such persons as he thinks fit.

(4) Of the first members of the Board (other than the Chairman) appointed or reappointed after the commencement of this Act, three shall be appointed for a period not exceeding four years and three for a period not exceeding three years from the date of their respective appointments, and thereafter every such member shall be appointed for a period not exceeding three years.

3. Section ten of the principal Act is hereby amended by omitting from subsection one the words "three hundred and fifty pounds", and substituting the words "two hundred and fifty pounds".

Reduction of salaries of members (other than Chairman).

4. Section eleven of the principal Act is hereby amended as follows :—

Quorum of Board increased.

(a) By omitting from subsection one and also from subsection two the word "two", and in each case substituting the word "four"; and

(b) By omitting from subsection three the word "all" after the words "assent of", and substituting the words "not less than five of".

5. (1) The Advisory Council appointed in accordance with section four of the principal Act is hereby abolished.

Advisory Council abolished.

(2) The principal Act is hereby consequentially amended as follows :—

(a) By omitting from section two the definition of the term "Advisory Council" :

(b) By repealing section four :

(c) By omitting from section fourteen the words "of the Advisory Council or".

6. (1) In this section, unless the context otherwise requires,—

Board to supervise programmes of all broadcasting stations.

"Broadcasting station" means a wireless telegraphy station licensed as a broadcasting station under the Post and Telegraph Act, 1928, but does not include any station operated by the Board :

“ Programme ” includes any signal, announcement, item, communication, or other matter transmitted or intended to be transmitted from a broadcasting station for reception by the public.

(2) In addition to its functions under the principal Act, the Board shall have the duty of supervising all programmes to be transmitted from broadcasting stations, and for that purpose may prohibit either absolutely or subject to such conditions as it thinks fit to impose the transmission from any broadcasting station of any programme or part of a programme which in its opinion is unsuitable for broadcasting.

(3) Upon receiving a report by the Board that any licensee of a broadcasting station has failed to comply with any prohibition or condition with respect to its programmes imposed by the Board pursuant to the foregoing provisions of this section the Minister may, in his discretion, cancel the license of the licensee.

(4) Nothing in this section shall be deemed to constitute the owner or licensee of any broadcasting station the agent of the Board, or to impose any liability on the Board in respect of any expenses incurred by any such owner or licensee.

Prohibition of advertisements.

**7.** No advertisement intended for the pecuniary benefit of any person shall be transmitted from any broadcasting station, whether operated by the Board or by any other person.

Limitation of number of broadcasting stations not operated by Board.

**8.** No licenses for broadcasting stations not operated by the Board shall be issued if the effect of such issue would be to increase the number of such licenses in force at any one time beyond the number of such licenses in force at the commencement of this Act.

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