



ANALYSIS

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1983, No. 27

An Act to amend the Indecent Publications Act 1963

[18 October 1983]

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

1. Short Title—This Act may be cited as the Indecent Publications Amendment Act 1983, and shall be read together with and deemed part of the Indecent Publications Act 1963 (hereinafter referred to as the principal Act).

2. Interpretation—(1) Section 2 of the principal Act is hereby amended by repealing the definition of the term “document” (as amended by section 107 (1) of the Cinematograph Films Act 1976), and substituting the following definitions:

“‘Document’ means any book, newspaper, periodical, picture, film, photograph, photographic negative, photographic plate, or photographic slide, and any print or writing, and any paper or other thing which has printed or impressed upon it or otherwise shown thereon any word, statement, sign, picture, or representation; but does not include—

“(a) Any film in respect of which a certificate of approval is in force under the Cinematograph Films Act 1976; or

“(b) Any poster or other advertising material that has been approved by the Chief Censor under or pursuant to the provisions of that Act:

“‘Film’ means a photographic film; and includes—

“(a) A cinematograph film; and

“(b) A videotape; and

“(c) Any other material record of visual images that is capable of being used for the subsequent display of those images.”.

(2) Section 107 (1) of the Cinematograph Films Act 1976 is hereby consequentially repealed.

3. Offences of strict liability—(1) Section 21 (1) of the principal Act is hereby amended by repealing paragraph (b) (as substituted by section 7 (1) of the Indecent Publications Amendment Act 1972), and substituting the following paragraphs:

“(b) Prints an indecent document; or

“(ba) For the purposes of sale or distribution to any other person,—

“(i) Reproduces any indecent videotape; or

“(ii) Publishes any indecent document or sound recording; or

“(bb) For the purposes of sale to any other person, distributes any indecent document or sound recording; or”.

(2) Section 7 (1) of the Indecent Publications Amendment Act 1972 is hereby consequentially repealed.

This Act is administered in the Department of Justice.
