



THE VIDEO RECORDINGS REGULATIONS 1987

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 10th day of August 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 69 of the Video Recordings Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Video Recordings Regulations 1987.

(2) These regulations shall come into force on the 1st day of October 1987.

2. Interpretation—(1) In these regulations, unless the context otherwise requires,—

“The Act” means the Video Recordings Act 1987:

“Authority” means the Video Recordings Authority established by section 16 of the Act:

“Board of Review” means the Video Recordings Board of Review established by section 31 of the Act:

“Chief Censor” means the Chief Censor of Films appointed under section 5 of the Films Act 1983:

“Film” has the meaning given to it by section 2 of the Films Act 1983:

“Labelling body” means the body or organisation approved by the Minister under section 7 of the Act:

“Main feature”, in relation to a video recording, means the item on that video recording that has the longest running-time:

“Overseas classification authority” means any overseas authority that has been designated as an overseas classification authority under regulation 3 of these regulations:

“Rating symbol” means a symbol specified in regulation 10 of these regulations:

“Running-time”, in relation to a video recording, means the time required for the viewing of that video recording.

(2) Unless the context otherwise requires, expressions defined in the Act have the meanings so defined.

3. Overseas classification authorities—(1) For the purposes of these regulations, the Minister may from time to time, by notice in the *Gazette*, designate any overseas authority (being an overseas authority that is authorised, in the country in which it has jurisdiction, to classify films made available for sale, hire, or exhibition) as an overseas classification authority.

(2) Any notice issued under this regulation may be in like manner amended or revoked at any time.

(3) Where more than one overseas classification authority is designated pursuant to subclause (1) of this regulation, the Minister may rank those authorities in such order as is specified in the notice of designation, and may at any time, by notice in the *Gazette*, amend or revoke any such ranking.

(4) Where—

- (a) Pursuant to regulation 4 or regulation 7 or regulation 9 of these regulations, the labelling body is required to refer to classifications issued by overseas classification authorities; and
- (b) Pursuant to subclause (3) of this regulation, an overseas classification authority has been ranked behind another overseas classification authority,—

the labelling body shall not refer to classifications issued by the lower-ranked authority unless no relevant classification has been issued by the higher-ranked authority.

Examination of Video Recordings

4. Labelling body may exempt applicant for issue of label from requirement to supply copy of video recording—(1) Where, pursuant to section 12 (1) of the Act, any person applies to the labelling body for the issue of a label in respect of any video recording, the labelling body may exempt that person from the requirements of subsection (3) (a) of that section (which requires applications to be accompanied by a copy of the video recording in respect of which the application is made).

(2) The labelling body may grant an exemption under subclause (1) of this regulation only if the applicant satisfies the labelling body that the video recording was available for supply before the 1st day of October 1987 and has, as its main feature, a main feature that is identical in content with—

- (a) Any film that has been classified under section 15 (1) of the Films Act 1983 as—
 - (i) Approved for general exhibition to the public (whether with or without any recommendation as to the audience for whom the film is more suitable); or
 - (ii) Approved for exhibition only to persons of or over a specified age (the specified age being an age that is not more than 13 years) and to a person under that age when accompanied by his or her parent or guardian; or
 - (iii) Approved for exhibition only to persons of or over a specified age (the specified age being an age that is not more than 13 years); or
- (b) Any film that has been classified by an overseas classification authority as—
 - (i) Approved for sale, hire, or exhibition to persons of any age; or
 - (ii) Approved for sale, hire, or exhibition only to persons of or over a specified age (the specified age being an age that is not more than 13 years).

5. Examination of video recordings by labelling body—(1) On receiving any application under section 12 (1) of the Act, the labelling body shall assess whether the main feature on the video recording in respect of which the application is made is identical in content with—

- (a) Any film that under section 15 (1) of the Films Act 1983 has been approved for exhibition; or
- (b) Any film that the Chief Censor has refused, under section 15 (2) of the Films Act 1983, to approve for exhibition.

(2) In assessing, for the purposes of subclause (1) of this regulation, whether the main feature on a video recording is identical in content with any film, the labelling body shall take into account the following matters:

- (a) The titles of the film and the video recording;
- (b) The names of the makers of the film and the video recording;
- (c) The countries of origin of the film and the video recording;
- (d) The running-times of the film and the video recording;
- (e) The nature and extent of any excisions made to the film or the video recording or both;
- (f) Such other matter or matters as the labelling body, in consultation with the Chief Censor, considers necessary to consider in order to make the assessment required.

6. Video recordings identical in content with films classified under Films Act 1983—(1) If, after making an assessment under regulation 5 of these regulations, the labelling body is satisfied that the main feature on a video recording is identical in content with—

- (a) A film that has been classified under section 15 (1) of the Films Act 1983 as—
 - (i) Approved for exhibition only to persons of or over a specified age (the specified age being an age that is 17 years or more); or
 - (ii) Approved for exhibition for one or more specified purposes, or on any specified occasion or occasions; or
- (b) A film that the Chief Censor has refused, under section 15 (2) of the Films Act 1983, to approve for exhibition,—

the labelling body shall not assign a rating to that video recording, but shall submit it to the Authority in accordance with section 15 (1) of the Act.

(2) If, after making an assessment under regulation 5 of these regulations, the labelling body is satisfied that the main feature on a video recording is identical in content with a film that under section 15 (1) of the Films Act 1983 has been approved for exhibition (other than a film to which paragraph (a) of subclause (1) of this regulation applies), the labelling body shall assign a rating to that video recording in accordance with regulation 9 of these regulations.

7. Video recordings not identical in content with films classified under Films Act 1983—(1) If, after making an assessment under regulation 5 of these regulations, the labelling body is satisfied that the main feature on a video recording is not identical in content with any film to which paragraph (a) or paragraph (b) of subclause (1) of that regulation applies, the labelling body shall assess whether the main feature on the video recording is identical in content with any film considered by an overseas classification authority for the purpose of determining whether it should be approved for sale, hire, or exhibition to the public.

(2) In making an assessment under subclause (1) of this regulation, the labelling body shall take into account the matters specified in regulation 5 (2) of these regulations.

(3) If, after making an assessment under subclause (1) of this regulation, the labelling body is satisfied that the main feature on a video recording is identical in content with—

- (a) A film that has been classified by an overseas classification authority as approved for sale, hire, or exhibition only to persons of or

over a specified age (the specified age being an age that is 16 years or more); or

- (b) A film that an overseas classification authority has refused to approve for sale, hire, or exhibition to the public,—

the labelling body shall not assign a rating to that video recording, but shall submit it to the Authority in accordance with section 15 (1) of the Act.

(4) If, after making an assessment under subclause (1) of this regulation, the labelling body is satisfied that the main feature on a video recording is identical in content with a film that has been classified by an overseas classification authority as approved for sale, hire, or exhibition to the public (other than a film to which paragraph (a) of subclause (3) of this regulation applies), the labelling body shall assign a rating to that video recording in accordance with regulation 9 of these regulations.

8. Video recordings not identical in content with films classified under Films Act 1983 or by overseas classification authority—(1) If, after making assessments under regulations 5 and 7 of these regulations, the labelling body is satisfied—

- (a) That the main feature on a video recording is not identical in content with any film to which paragraph (a) or paragraph (b) of regulation 5 (1) of these regulations applies; and
- (b) That the main feature on that video recording is not identical in content with any film considered by an overseas classification authority for the purpose of determining whether it should be approved for sale, hire, or exhibition to the public,—

the labelling body shall view that video recording to determine the rating to be assigned to it.

(2) In determining the rating to be assigned to any video recording viewed under subclause (1) of this regulation, the labelling body shall consider the following matters:

- (a) The dominant effect of the video recording as a whole;
- (b) The persons, classes of persons, or the age groups of the persons, by whom the video recording is most likely to be viewed;
- (c) The extent and degree to which, and the manner in which, the video recording depicts, includes, or treats anti-social behaviour, cruelty, violence, crime, horror, sex, or offensive language or behaviour.

(3) For the purpose of determining the rating to be assigned to a video recording viewed under subclause (1) of this regulation, the labelling body may seek the advice of the Authority in relation to any of the matters specified in subclause (2) of this regulation.

(4) After viewing a video recording in accordance with subclause (1) of this regulation, and having taken into account the matters referred to in subclause (2) of this regulation, the labelling body shall, subject to section 15 (2) of the Act and to subclause (5) of this regulation, assign a rating to that video recording in accordance with regulation 9 of these regulations.

(5) Notwithstanding anything in subclause (4) of this regulation, where, after viewing a video recording in accordance with subclause (1) of this regulation, and having taken into account the matters referred to in subclause (2) of this regulation, the labelling body is satisfied that if that video recording were submitted to the Authority, it would be likely to be classified by the Authority as a restricted video recording or as an indecent video recording, the labelling body shall not assign a rating to that video

recording, but shall submit it to the Authority in accordance with section 15 (1) of the Act.

Assigning of Ratings and Descriptions

9. Assigning of ratings—(1) Where, pursuant to regulation 6 (2) or regulation 7 (4) or regulation 8 (4) of these regulations, the labelling body is required to assign a rating to a video recording, the labelling body shall, subject to the following subclauses of this regulation, assign to that video recording one of the following ratings:

- (a) Suitable for general audiences:
- (b) Parental guidance recommended for persons under 13 years of age:
- (c) Suitable for persons 13 years of age and over:
- (d) Suitable for persons 16 years of age and over.

(2) Subject to section 15 of the Act, where the labelling body is required by these regulations to assign a rating to a video recording, and the labelling body is satisfied that the main feature on that video recording is identical in content with—

- (a) Any film that has been classified under section 15 (1) of the Films Act 1983 as—

- (i) Approved for general exhibition; or
- (ii) Approved for general exhibition, with a recommendation introduced by an asterisk (not being a recommendation specified in subclause (3) (a) or subclause (4) (a) of this regulation); or

- (b) Any film that has been classified by an overseas classification authority as approved for sale, hire, or exhibition to persons of all ages,—

the labelling body shall assign to that video recording the rating specified in subclause (1) (a) of this regulation.

(3) Subject to section 15 of the Act, where the labelling body is required by these regulations to assign a rating to a video recording, and the labelling body is satisfied that the main feature on that video recording is identical in content with—

- (a) Any film that has been classified under section 15 (1) of the Films Act 1983 as approved for general exhibition and recommended as more suitable for persons 13 years of age and over; or

- (b) Any film that has been classified by an overseas classification authority as suitable for sale, hire, or exhibition only to persons of or over a specified age (the specified age being an age that is not more than 13 years),—

the labelling body shall assign to that video recording the rating specified in subclause (1) (b) of this regulation.

(4) Subject to section 15 of the Act, where the labelling body is required by these regulations to assign a rating to a video recording, and the labelling body is satisfied that the main feature on that video recording is identical in content with any film that has been classified under section 15 (1) of the Films Act 1983 as—

- (a) Approved for general exhibition and recommended as more suitable for adults; or

- (b) Approved for exhibition only to persons 13 years of age and over and to any person under that age when accompanied by that person's parent or guardian; or

- (c) Approved for exhibition only to persons 13 years of age and over,—

the labelling body shall assign to that video recording the rating specified in subclause (1) (c) of this regulation.

(5) Subject to section 15 of the Act, where the labelling body is required by these regulations to assign a rating to a video recording, and the labelling body is satisfied that the main feature on that video recording is identical in content with—

(a) Any film that has been classified under section 15 (1) of the Films Act 1983 as—

(i) Approved for exhibition only to persons 16 years of age and over and to any person under that age when accompanied by that person's parent or guardian; or

(ii) Approved for exhibition only to persons 16 years of age and over; or

(b) Any film that has been classified by an overseas classification authority as suitable for sale, hire, or exhibition only to persons of or over a specified age (the specified age being 14 years of age or 15 years of age),—

the labelling body shall assign to that video recording the rating specified in subclause (1) (d) of this regulation.

10. Rating symbols—For the purposes of these regulations, the ratings specified in regulation 9 (1) of these regulations shall be represented by the following symbols:

(a) In the case of the rating “Suitable for general audiences”, by the symbol “G”:

(b) In the case of the rating “Parental guidance recommended for persons under 13 years of age”, by the symbol “PG”:

(c) In the case of the rating “Suitable for persons 13 years of age and over”, by the symbol “13”:

(d) In the case of the rating “Suitable for persons 16 years of age and over”, by the symbol “16”.

11. Assigning of descriptions—(1) Where, in accordance with regulation 9 of these regulations, the labelling body has assigned a rating to a video recording, the labelling body shall determine whether to assign a description to that video recording in accordance with section 11 (a) (ii) of the Act.

(2) In determining whether to assign a description to any video recording to which regulation 6 (2) or regulation 7 (4) of these regulations applies, the labelling body shall take into account the following matters:

(a) In the case of a video recording to which regulation 6 (2) of these regulations applies, any description given under section 15 (4) of the Films Act 1983 to the film with which the labelling body is satisfied the main feature on the video recording is identical in content:

(b) In the case of a video recording to which regulation 7 (4) of these regulations applies, any information made available by the overseas classification authority in relation to the film with which the labelling body is satisfied the main feature on the video recording is identical in content.

Issue of Labels

12. Issue of labels by labelling body—(1) Where, in accordance with regulation 9 of these regulations, the labelling body assigns a rating to any video recording, the labelling body shall issue in respect of that video recording a label containing—

- (a) The rating assigned to that video recording by the labelling body; and
- (b) The rating symbol for that rating; and
- (c) The description (if any) assigned to that video recording by the labelling body.

(2) Every label issued under subclause (1) of this regulation shall be in the following form:

- (a) A label issued in respect of a video recording to which the rating specified in regulation 9(1)(a) of these regulations has been assigned shall be in the form of, and coloured the same as, Diagram A in the First Schedule to these regulations:
- (b) A label issued in respect of a video recording to which the rating specified in regulation 9(1)(b) of these regulations has been assigned shall be in the form of, and coloured the same as, Diagram B in the First Schedule to these regulations:
- (c) A label issued in respect of a video recording to which the rating specified in regulation 9(1)(c) of these regulations has been assigned shall be in the form of, and coloured the same as, Diagram C in the First Schedule to these regulations:
- (d) A label issued in respect of a video recording to which the rating specified in regulation 9(1)(d) of these regulations has been assigned shall be in the form of, and coloured the same as, Diagram D in the First Schedule to these regulations.

13. Labels issued at direction of Video Recordings Authority

—(1) Where, under section 25 of the Act, the Authority directs the labelling body to issue a label in respect of a video recording, the labelling body shall issue in respect of that video recording a label containing—

- (a) Where the Authority or the Board of Review has classified that video recording as not indecent,—
 - (i) The rating that the Authority has directed the labelling body to assign to that video recording; and
 - (ii) The rating symbol for that rating; and
 - (iii) The description (if any) that the Authority has directed the labelling body to assign to that video recording;
- (b) Where the Authority or the Board of Review has classified that video recording as a restricted video recording,—
 - (i) The classification given by the Authority or the Board of Review to that video recording; and
 - (ii) The description (if any) that the Authority has directed the labelling body to assign to that video recording.

(2) Every label issued under subclause (1)(a) of this regulation shall be in the form of, and coloured the same as, whichever of Diagrams A to D in the First Schedule to these regulations fits the case, which shall be determined by the rating assigned to the video recording in respect of which the label is issued.

- (3) Every label issued under subclause (1)(b) of this regulation shall—

- (a) In the case of a label issued in respect of a video recording that the Authority or the Board of Review has classified as indecent in the hands of persons under a specified age, be in the form of, and coloured the same as, Diagram E in the First Schedule to these regulations, or such variation of that diagram as is necessary to show the age specified by the Authority or the Board of Review in the classification given to that video recording;
- (b) In the case of a label issued in respect of a video recording that the Authority or the Board of Review has classified as—
 - (i) Indecent unless its circulation is restricted to specified persons or classes of persons; or
 - (ii) Indecent unless viewed or used for a particular purpose,—be in the form of, and coloured the same as, Diagram F in the First Schedule to these regulations.

14. Issue of additional labels—(1) Where, in accordance with these regulations, the labelling body has issued a label in respect of any video recording, any person who distributes or supplies video recordings may apply to the labelling body for the issue of copies of that label for the purpose of labelling any copy of the video recording in respect of which the original label was issued.

(2) On receiving any application under subclause (1) of this regulation, the labelling body, if it is satisfied that the main feature on the video recording in respect of which the application is made is identical in content with the main feature on the video recording in respect of which the original label was issued, shall, on payment of the fee set by the labelling body for such application, issue such number of copies of that label as may be required by the applicant.

(3) Where, under this regulation, the labelling body issues to any person copies of any label issued under these regulations in respect of any video recording that has been classified by the Authority or the Board of Review as a restricted video recording, the labelling body shall, as soon as practicable, notify the Authority of the number of copies so issued.

15. Affixing of labels—(1) In this regulation—

“Display case”, in relation to any video recording, means any case or other container (other than a case or container that is not intended to be displayed to the public)—

(a) In which the video recording is kept, or that is displayed, in any premises in which video recordings are supplied or offered for supply, to indicate that the video recording is available for supply; and

(b) That shows the title of that video recording; and

(c) That must be removed before the video recording can be viewed:

“Cassette”, in relation to any video recording, means any case in which the video recording is kept and from which the video recording need not be removed in order for the video recording to be viewed.

(2) Where, pursuant to the Act, any video recording is required, at any time when it is supplied or offered for supply, to have affixed to it the label issued in respect of that video recording, the label so issued shall be affixed to that video recording in the following manner:

- (a) One copy of the label shall be affixed securely to the front of the display case relating to that video recording; and
 - (b) One copy of the label shall be affixed securely to the back of that display case; and
 - (c) One copy shall be affixed securely,—
 - (i) In the case of a video recording that is kept in a cassette, to the spine of the cassette or to the front face of the cassette;
 - (ii) In the case of a video disc, to either face of the disc.
- (3) Every label required to be affixed, pursuant to this regulation, to any video recording shall be of the following size:
- (a) In the case of a label required to be affixed pursuant to paragraph (a) or paragraph (b) of subclause (2) of this regulation, not less than 2.5 cm in height nor less than 5.5 cm in width:
 - (b) In the case of a label required to be affixed pursuant to paragraph (c) of subclause (2) of this regulation, not less than 1.75 cm in height nor less than 4.5 cm in width.
- (4) Where the face or spine of any display case, cassette, or video recording already has displayed on it any classification issued by an overseas classification authority, the label required to be affixed pursuant to this regulation to any such face or spine shall, where practicable, be so affixed that that classification is so far as possible no longer visible.
- (5) Where any label is affixed, pursuant to this regulation, to any display case, cassette, or video recording, and that label is deemed, under section 25 (6) of the Act, to be cancelled, any new label affixed, pursuant to this regulation, to that display case, cassette, or video recording shall be so affixed that the cancelled label is no longer visible.
- (6) Where it is not possible to comply with subclause (5) of this regulation, the cancelled label shall be permanently obscured by some other means, or shall be removed.

Submission of Video Recordings to Video Recordings Authority

16. Fees—(1) Subject to subclause (3) of this regulation, the fees payable in respect of the submission of any video recording to the Authority under section 15 or section 19 or section 30 of the Act shall be as specified in the Second Schedule to these regulations.

(2) Subject to subclause (3) of this regulation, the fee payable in respect of any application for a review of any video recording under section 36 (1) of the Act shall be as specified in the Second Schedule to these regulations.

(3) No fee shall be payable under subclause (1) or subclause (2) of this regulation by the Secretary for Internal Affairs.

17. Requests for urgent examination and classification—(1) In addition to the fee prescribed in respect of the submission of any video recording to the Authority under section 15 of the Act, a special fee as specified in the Second Schedule to these regulations shall be payable in every case where the labelling body requests that the Authority complete its examination and classification of a video recording within 48 hours after receipt of the request or, as the case may require, receipt of the video recording by the Authority.

(2) If examination and classification are not completed within that period, the special fee shall not be payable or, if already paid, shall be refunded.

18. Refusal to examine video recording not in good condition—The Authority may refuse to examine any video recording that is not in good condition when it is submitted to the Authority.

19. Submission and removal of video recordings—(1) Every person submitting a video recording to the Authority for examination and classification shall arrange, at that person's own expense, for its carriage to and from the Authority's office.

(2) Nothing in subclause (1) of this regulation applies where a person submits a video recording under section 19 (3) of the Act and does not supply a copy of that video recording to the Authority.

20. Applications for review under section 36—Every application for a review, under section 36 of the Act, of a decision of the Authority shall be in form 1 in the Third Schedule to these regulations.

21. Payment of fees—(1) Subject to subclauses (2) and (3) of this regulation, all fees payable under section 15 or section 19 or section 30 or section 37 of the Act shall be paid to the Secretary for Internal Affairs on the lodging of the application in respect of which they are payable.

(2) The Secretary for Internal Affairs may from time to time agree with any person to accept on a monthly accounting basis any fees from time to time payable by that person under these regulations in respect of any action taken or to be taken by the Authority.

(3) Where any application is withdrawn before consideration of it has commenced, no fee shall be payable in respect of the application, and, if that fee has already been paid, it shall be refunded.

Miscellaneous Provisions

22. Labelling body to give notice of ratings, etc.—(1) The labelling body shall take such steps as the Secretary for Internal Affairs may require to ensure that notice of the rating and description (if any) assigned by the labelling body to any video recording is disseminated to persons engaged in the production, distribution, and supply of video recordings.

(2) Every notice required by subclause (1) of this regulation shall be disseminated not later than 1 month after the rating is assigned to the video recording, and shall include the following details:

- (a) The title of the video recording;
- (b) The running-time of the video recording;
- (c) The rating and description (if any) assigned to the video recording;
- (d) The date on which the labelling body issued the label in respect of that video recording;
- (e) Whether the video recording was available for supply before 1 October 1987.

23. Explanatory material to be displayed in video recording outlets—(1) Every occupier of premises (not being a private residence) where video recordings are supplied or offered for supply to members of the public shall, in accordance with subclause (2) of this regulation, publicly display on those premises a notice showing—

- (a) The ratings specified in regulation 9 (1) (a) to (d) of these regulations; and
- (b) The rating symbols specified in regulation 10 of these regulations; and

(c) The symbols that may appear on labels issued under regulation 13 (1)(b) of these regulations, and an explanation of their meaning.

(2) Every such notice shall—

(a) Be not less than 40 cm by 28 cm; and

(b) Be printed in letters and figures that are clear and legible; and

(c) Be displayed in a conspicuous position, as near as practicable to the counter where transactions are made; and

(d) Be displayed at all times while the premises are open to the public.

(3) Where any video recording has been classified by the Authority or the Board of Review as a restricted video recording, the publisher of any advertising material (including a catalogue) advertising that video recording as being available for supply shall include in that advertising material a reference to that classification.

(4) Every person commits an offence and is liable on summary conviction to a fine not exceeding \$2,000 who—

(a) Being the occupier of premises (other than a private residence) where video recordings are supplied or offered for supply to members of the public, fails without reasonable excuse to display the notice required by subclause (1) of this regulation; or

(b) Being the publisher of any advertising material (including a catalogue) advertising as being available for supply a video recording that has been classified by the Authority or the Board of Review as a restricted video recording, fails without reasonable excuse to include in that advertising material a reference to that classification.

24. Search warrants—Every search warrant issued under section 57 (1) of the Act shall be in form 2 in the Third Schedule to these regulations.

SCHEDULES

Regs. 12, 13

FIRST SCHEDULE

LABELS

DIAGRAM A

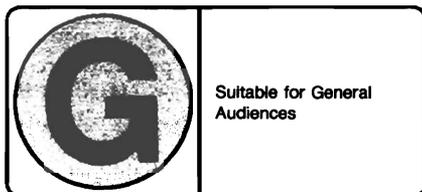


DIAGRAM B

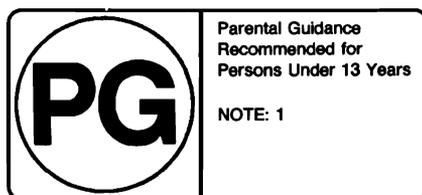


DIAGRAM C

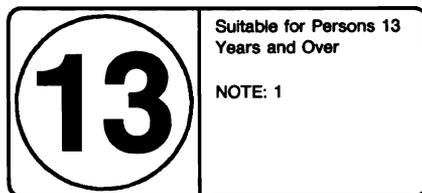
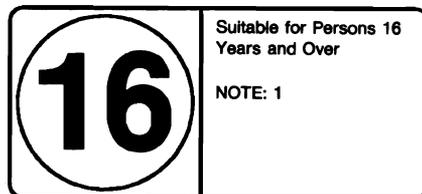


DIAGRAM D



FIRST SCHEDULE—*continued*

DIAGRAM E

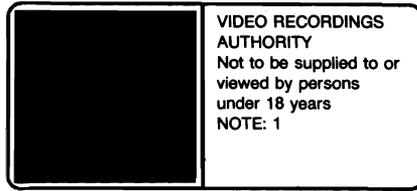
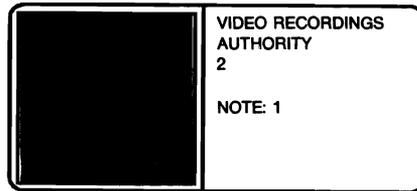


DIAGRAM F



NOTES TO FIRST SCHEDULE:

1. Insert any description of the video recording assigned by the labelling body or the Video Recordings Authority.
2. Insert the restriction imposed by the Video Recordings Authority or the Video Recordings Board of Review.

SECOND SCHEDULE

Regs. 16, 17

FEEs

*Applications for Examination and Classification
by the Video Recordings Authority*

1. Application under section 15 of the Act (other than an application to which clause 2 of this Schedule applies),—
 - (a) Where the video recording has a running-time of not more than 25 minutes \$450
 - (b) Where the video recording has a running-time exceeding 25 minutes but not exceeding 55 minutes \$500
 - (c) Where the video recording has a running-time exceeding 55 minutes but not exceeding 85 minutes \$550
 - (d) Where the video recording has a running-time exceeding 85 minutes but not exceeding 120 minutes \$600
 - (e) Where the video recording has a running-time exceeding 120 minutes \$600

Plus—

SECOND SCHEDULE—*continued*FEES—*continued*

(i) For each 30 minutes (after the first 120 minutes) of running-time	\$50
(ii) For the remainder of the running-time (where that running-time is not divisible, without remainder, by 30 minutes)	\$50
2. Application under section 15 of the Act in respect of a video recording that has been supplied or offered for supply before the 1st day of October 1987, where the application is made before the 1st day of January 1989	\$250
3. Urgent request for examination and classification of a video recording submitted under section 15 of the Act	\$160
4. Application under section 19 of the Act	\$100
5. Application under section 30 of the Act—	
(a) Where the video recording has a running-time of not more than 25 minutes	\$450
(b) Where the video recording has a running-time exceeding 25 minutes but not exceeding 55 minutes	\$500
(c) Where the video recording has a running-time exceeding 55 minutes but not exceeding 85 minutes	\$550
(d) Where the video recording has a running-time exceeding 85 minutes but not exceeding 120 minutes	\$600
(e) Where the video recording has a running-time exceeding 120 minutes	\$600
Plus—	
(i) For each 30 minutes (after the first 120 minutes) of running-time	\$50
(ii) For the remainder of the running-time (where that running-time is not divisible, without remainder, by 30 minutes)	\$50
<i>Review</i>	
6. Application under section 36 (1) of the Act	\$700

THIRD SCHEDULE

FORMS

Reg. 20

Form 1

APPLICATION FOR REVIEW BY VIDEO RECORDINGS BOARD OF REVIEW

Section 36, Video Recordings Act 1987

To: The Secretary for Internal Affairs
Department of Internal Affairs
Private Bag
WELLINGTON

1. Pursuant to section 36 of the Video Recordings Act 1987, I hereby apply for a review, by the Video Recordings Board of Review, of the video recording specified in paragraph 2 of this application.

The video recording was the subject of a decision by the Video Recordings Authority notified in the Gazette on [Insert date].

2. The title of the video recording is: [Insert Title]

3. My name and address are as follows:

Name: [Insert Full Name]

Address: [Insert Address]

4. The application fee of \$. is enclosed.

Signed: [Applicant to Sign]

Date:

FOR OFFICE USE ONLY

Invoice No.

Application No.

Date.

Form 2

Reg. 24

No. . . . /19. . . .

SEARCH WARRANT

Section 57 (1), Video Recordings Act 1987

To every constable:
(Or To [Full name], constable:)

I AM satisfied on an application in writing made on oath that there is reasonable ground for believing that there is kept, in [Here describe building, aircraft, ship, carriage, vehicle, box, receptacle, premises, or place] an indecent video recording for the purpose of being so dealt with as to constitute an offence against section 51 or section 52 of the Video Recordings Act 1987.

This is to authorise you at any time or times within one month from the date of this warrant to enter and search the said with such assistants as may be necessary, and if necessary to use force for making entry, whether by breaking open doors or otherwise, and also to break open the box (receptacle) (or any box or receptacle therein or thereon) by force if necessary; and also to seize any video recording in respect of which

THIRD SCHEDULE—*continued**Form 2—continued*

the offence has been or is suspected of having been committed (or any thing which there is reasonable ground to believe will be evidence as to the commission of the offence) (or any thing which there is reasonable ground to believe is intended to be used for the purpose of committing the offence).

Dated at this day of 19

.
District Court Judge
(or Justice of the Peace
or Registrar (not being a constable)).

C. J. HILL,
for Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 October 1987, prescribe the procedures for the assigning of ratings to video recordings under the Video Recordings Act 1987, the issue of labels in respect of video recordings so rated, and certain other related matters.

Regulation 9 prescribes the ratings that may be assigned, by the labelling body, to video recordings, and the procedure for assigning them.

The ratings that may be assigned are as follows:

- (a) Suitable for general audiences:
- (b) Parental guidance recommended for persons under 13 years of age:
- (c) Suitable for persons 13 years of age and over:
- (d) Suitable for persons 16 years of age and over.

Regulations 16 and 17 prescribe the fees payable in respect of applications to the Video Recordings Authority under sections 15, 19, 30, and 36 (1) of the Video Recordings Act 1987.

Regulation 23: Subclause (1) requires occupiers of video recording outlets to display a notice explaining the rating system prescribed by the regulations, and *subclause (2)* sets out the form of that notice.

Subclause (3) requires publishers of advertising material that advertises video recordings as being available for supply to include a reference to the classification given to any restricted video recording so advertised.

Subclause (4) makes non-compliance with the requirements of *subclause (1)* or *subclause (3)* an offence punishable on summary conviction with a fine not exceeding \$2,000.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 13 August 1987.

These regulations are administered in the Department of Internal Affairs.