

## SCHEDULE

## TARANAKI LAND DISTRICT

ALL that piece of land containing 1 rood 1·3 perches situated in the City of New Plymouth, Taranaki R.D., and being Lot 1, D.P. 9238, being Section 1490, Town of New Plymouth. All certificate of title No. A2/461, Taranaki Land Registry.

Dated at Wellington this 22nd day of July 1965.

PERCY B. ALLEN, Minister of Works.

(P.W. 51/463; D.O. 19/2/2)

*Declaring Land Taken for Road in Block X, Wakanui Survey District, Ashburton County*

PURSUANT to section 32 of the Public Works Act 1928, the Minister of Works hereby declares that, sufficient agreements to that effect having been entered into, the land described in the Schedule hereto is hereby taken for road from and after the 30th day of August 1965.

## SCHEDULE

## CANTERBURY LAND DISTRICT

ALL those pieces of land situated in Block X, Wakanui Survey District, Canterbury R.D., described as follows:

- |          |   |
|----------|---|
| A. R. P. | Being   |
| 0 1 14·3 | Part Rural Section 35053; coloured orange on plan.                |
| 0 0 4·9  | Part Rural Section 35053; coloured orange, edged orange, on plan. |
| 0 2 14·7 | Part Rural Section 4098; coloured blue on plan.                   |
| 0 1 24·5 | Part Rural Section 4098; coloured blue, edged blue, on plan.      |

As the same are more particularly delineated on the plan marked M.O.W. 19612 (S.O. 10389), deposited in the office of the Minister of Works at Wellington, and thereon coloured as above mentioned.

Dated at Wellington this 22nd day of July 1965.

PERCY B. ALLEN, Minister of Works.

(P.W. 45/1138; D.O. 35/15)

*Notice of Approval of Bylaws*

PURSUANT to section 165 of the Harbours Act 1950, the Minister of Marine hereby gives notice that he approves the Thames County Council General Bylaws, special order, made by the Thames County Council, on 22 April 1965.

Dated at Wellington this 19th day of August 1965.

W. J. SCOTT, Minister of Marine.

(M. 3/8/67)

*Licensing Kerridge Odeon Corporation Ltd. to Use and Occupy a Part of the Foreshore and Bed of the Sea at Pakatoa Island as a Site for a Wharf*

PURSUANT to the Harbours Act 1950, the Minister of Marine hereby licenses and permits Kerridge Odeon Corporation Ltd. (hereinafter called the licensee, which term shall include its successors or assigns unless the context requires a different construction) to use and occupy a part of the foreshore and bed of the sea at Pakatoa Island, as shown on plan marked M.D. 7572 and deposited in the office of the Marine Department at Wellington, for the purpose of maintaining thereon a wharf as shown on the said plan, such licence to be held and enjoyed by the licensee upon and subject to the terms and conditions set forth in the Schedule hereto.

## SCHEDULE

## CONDITIONS

1. This licence is subject to the Foreshore Licence Regulations 1960, and the provisions of those regulations shall, so far as applicable, apply hereto.
2. The term of the licence shall be 14 years from the 1st day of April 1965.
3. The premium payable by the licensee shall be £3 and the annual sum so payable £10.

Dated at Wellington this 16th day of August 1965.

W. J. SCOTT, Minister of Marine.

(M. 4/1578)

*Decision of the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963 and in the matter of an application by the Secretary for Justice in respect of a book *Can I get there by Candlelight* by Julius Horwitz, published by Andre Deutsch Ltd., of 105 Great Russell Street, London.

## DECISION OF THE TRIBUNAL

THE Tribunal has considered the application of the Secretary for Justice in respect of the above-named book—whether it is indecent or not, or alternatively a decision as to its classification.

No submissions were offered on behalf of the Secretary for Justice; we were informed that the book had been submitted because of a complaint received from a reader. The publisher, through its representative in New Zealand, contended that the action, even if justified, was belated since the book had been selling without complaint for many months and had reached the end of its normal "sales life" (in fact six copies for the use of the Tribunal had to be obtained from England); secondly, that the book was a truthful picture of the relations which prevailed between American soldiers and English people during wartime in England; and that it had some literary merit.

The story tells of an American airman stationed in England and of his experiences—sexual and otherwise—including an account of one occasion in an American camp which might fairly be termed an orgy. Having regard to the indulgence in sexual activities prevalent at the time and though we appreciate that some readers might find some of the descriptions objectionable, we think the story may nevertheless be a fair picture of what went on and that it presents an aspect of life during wartime too often glossed over.

We do not feel justified in classing the book as indecent and hold accordingly that the book is not indecent within the meaning of the statute.

K. M. GRESSON, Chairman.

23 August 1965.

[L.S.]

*Decision of the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963 and in the matter of an application by Collins Bros. and Co. Ltd., of Auckland, in respect of a paperback edition of *Mandingo* by Kyle Onstott.

## DECISION OF THE TRIBUNAL

THE Tribunal has considered the application of Collins Bros. and Co. Ltd.—made with the consent of the Minister of Justice—for a decision in respect of the above-named book—whether it is indecent or not, or alternatively a decision as to its classification.

The book had previously been published in a hard-back edition though that edition does not appear to have circulated in New Zealand. There have been further publications by the author (on sale in New Zealand) which deal, as does *Mandingo*, with slavery as it existed in the nineteenth century in the South of the United States of America. The deplorable conditions under which Negro men and women lived are described in detail, and there are accounts of revolting cruelty.

But apparently it is a fair picture of the life of the times when the cotton crops having in some areas failed, Negroes were bred like cattle (and treated worse) for the market. The book shows up the ignorance and inhumanity of the whites no less than the consequent degradation of the Negro. It is obviously relevant as background to present problems of the Negroes in the United States. The story is told with a laconic detached realism that gives it more the character of a documentary than a mere exploiting of horror. We determine accordingly that the book is not indecent within the meaning of the Act.

K. M. GRESSON, Chairman.

23 August 1965.

[L.S.]

*Decision of the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963 and in the matter of an application by Tracy Hammonds, of Invercargill, in respect of six issues of a magazine *Playboy* for August, September, October, November, and December 1964 and January 1965.

## DECISION OF THE TRIBUNAL

THE applicant obtained the permission of the Minister of Justice to submit to the Tribunal the six issues described above. No submissions were made on behalf of the Secretary for Justice. The applicant forwarded in writing his contentions regarding the publication. These have been considered and the six issues of the magazine examined.