

SECOND SCHEDULE  
NORTH AUCKLAND LAND DISTRICT

ALL that piece of land described as follows:

A. R. P. Being  
47 2 13 Kaihu 1A2D5, situated in Block VI, Kaihu Survey District. Partition order dated 13 June 1951.

Dated at Wellington this 6th day of October 1972.

For and on behalf of the Board of Maori Affairs:  
E. W. WILLIAMS,  
for Secretary for Maori and Island Affairs.  
(M. and I.A. H.O. 15/1/43; D.O. 20/F/10)

*Setting Apart Maori Freehold Land as a Maori Reservation*

PURSUANT to section 439 (1) of the Maori Affairs Act 1953, the Maori freehold land described in the Schedule hereto is hereby set apart as a Maori reservation for the purpose of a burial ground for the members of the Ngati Konohi tribe.

SCHEDULE  
GISBORNE LAND DISTRICT

ALL that piece of land situated in Block X, Whangara Survey District, and described as follows:

A. R. P. Being  
2 3 31 Whangara C1.

Dated at Wellington this 10th day of October 1972.

I. W. APPERLEY,  
Deputy Secretary for Maori and Island Affairs.  
(M. and I.A. 21/1/242)

*Setting Apart Maori Freehold Land as a Maori Reservation*

WHEREAS by Order in Council, dated 16 May 1962, and published in the *New Zealand Gazette*, 24 May 1962, No. 32, p. 796, the land described in the First Schedule hereto was set apart as a Maori reservation and whereas it is desired to make amendment to the said Order in Council; now, therefore, pursuant to section 439 of the Maori Affairs Act 1953, notice is hereby given as follows.

NOTICE

1. The reservation, constituted by Order in Council, dated 16 May 1962, and published in the *New Zealand Gazette*, 24 May 1962, No. 32, p. 796, relating to the land described in the First Schedule is hereby cancelled.

2. The whole of the land described in the Second Schedule hereto is hereby set apart as a Maori reservation for the purpose of a meeting place for the common use of the followers of Erueti Te Whiti and Te Tohu Kakahi.

FIRST SCHEDULE  
TARANAKI LAND DISTRICT

Area  
A. R. P.  
43 2 0 Parihaka Papakainga; Block XIII, Cape Survey District.

SECOND SCHEDULE  
TARANAKI LAND DISTRICT

ALL those pieces of land situated in Block XIII, Cape Survey District, being all the land contained in the block known as Parihaka Papakainga, the same being more particularly delineated in M.L. Plan 1535L and described as follows:

A. R. P. Being  
48 1 32.0 Parihaka Papakainga.

Dated at Wellington this 11th day of October 1972.

I. W. APPERLEY,  
Deputy Secretary for Maori and Island Affairs.  
(M. and I.A. 21/3/402)

*Indecent Publications Tribunal*

I, Jack Alexander McLeod Kean, Comptroller of Customs, give notice that I have applied to the Indecent Publications Tribunal for a decision as to whether the book described below is indecent or not, or for a decision as to its classification.

Title: *Nude Photography—A Panegyric Photo Essay of the Female Body.*

Author: Andre de Dienes.

Publisher: Seven Seas Publishing Pty. Ltd., Box 1431, Wellington.

No. 560-563

*Decision of the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963, and in the matter of an application by the Comptroller of Customs for a decision in respect of the magazines *Penthouse*,\* published by Penthouse Publications Ltd., London.

There was no appearance of the applicant. Mr Heron, solicitor, appeared on behalf of the publisher's representative in New Zealand and made submissions.

DECISION OF THE TRIBUNAL

FOUR issues of the British magazine *Penthouse*, Vol. 7, Nos. 1 to 4, all published in 1972, have been submitted to us. The Tribunal has previously considered *Penthouse* on a number of occasions, the most recent being Vol. 6, No. 3, earlier this year. Decision No. 436 classified that issue as not indecent.

On this occasion we are able to deal with a sequence of four issues rather than a single issue in isolation. Of Vol. 6, No. 3, the Tribunal said:

"This issue contains serious and informative articles, some of which deal with subjects on sex, and there are also articles and illustrations in lighter vein. Taking the issue as a whole and in spite of some features which some may consider offensive or in poor taste, the Tribunal has decided to classify it as not indecent."

As a general description of the four issues now before us, we consider this is still valid. The balance of material is not, however, weighted so heavily on the serious and non-sexual side as we thought earlier; and in contrast to the American *Playboy*, for example, some of the figure photographs tend to be more contrived and suggestive. On further consideration, therefore, the Tribunal has come to the conclusion that while *Penthouse* is not harmful to mature readers, an age restriction is warranted taking into account the current standards of the magazine itself measured against what is generally available on news stands in this country.

The Tribunal accordingly classifies these four issues of *Penthouse* (Vol. 7, Nos. 1 to 4) as indecent in the hands of persons under the age of 18 years.

\*Vol. 7, Nos. 1, 2, 3, and 4

R. S. V. SIMPSON, Chairman.

10 October 1972.

No. 564-565

*Decision of the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963, and in the matter of an application by the Comptroller of Customs for a decision in respect of the book *Making Love*, anonymous, published by Corgi Books Ltd., London, and in the matter of an application by Seven Seas Publishing Pty. Ltd. for a decision in respect of the book *Paare*, anonymous, published by Wilhelm Heyne, Germany.

There was no appearance on behalf of the Comptroller of Customs. Mr Henderson, solicitor, appeared on behalf of the publisher's representative in New Zealand of both books and made submissions.

DECISION OF THE TRIBUNAL

*Making Love* consists of a black-paged book full of photographs without captions or text. The poses are grotesque, the general effect ugly, the whole contrived, and verging on the obscene.

*Paare* is also a book of photographs of sexual activity; there are five sequences by different photographers whose qualities are detailed in the brief foreword (in German). These sections vary in type and quality, but there is none of any merit; grotesque poses, close-ups of fleshy contortions, homosexual encounter in slow motion, kinky gimmicks, all cater to prurience.

The Tribunal classifies both these books as indecent.

R. S. V. SIMPSON, Chairman.

10 October 1972.