

community had so developed in the interim that the previous decision was no longer valid. He also contended that the book had circulated in the interim without causing offence.

In its decision of 5 November 1970, the Tribunal agreed on a description of the book which we cannot do better than quote on the present occasion.

"Briefly, the book is the libretto of the series of dramatic sketches which make up the stage performance known as *Oh! Calcutta!* which has achieved considerable notoriety as one of the first modern dramatic performances featuring complete nudity of the actors.

"We are agreed that the work is a minor one of no particular intrinsic merit. It is amusing and shocking rather than unhealthy, but we have had to consider whether its lighthearted treatment is a manifestation of simple natural exuberance or of a disposition to debase and trivialise sex. In arriving at our respective conclusions we have been able to accept accounts of the performance which suggest that in the stage context, with skilful lighting and appropriate music, and played rapidly, the impact of this work could well be quite different from that made by this illustrated printed script. We are, however, neither required or empowered to make any classification of the performance as a whole, nor do we believe that our judgement in the matter of the particular script before us is, in fact, a pre-judgement of any production of the review."

Reconsideration of books (as distinct from subsequent issues of a previously considered serial publication) has been infrequent since the Tribunal began functioning in 1964. *Last Exit to Brooklyn* was first considered in 1967, and in 1971 given a less restrictive classification (Decision No. 281, *New Zealand Gazette*, 15 April 1970, Vol. I, p. 669). The existence of section 20 in the Act is clear indication that changes of classification as a result of changing community attitudes were contemplated by the legislature at the time of enactment. On the only occasion the Supreme Court considered an appeal from a decision of the Tribunal, 2 of the judges in their decisions made points which are particularly relevant. Woodhouse, J. said:

"There must be an adequate understanding of contemporary standards and aspirations, and the decision must be made in terms of the real world as it actually is today", and Haslam, J. said that the Tribunal should "exercise its statutory powers with due regard to changing conditions", *Robson v. Hicks Smith & Sons Ltd.* [1965] N.Z.L.R. 1112-3.

Factors in this reconsideration include:

- (1) The history of the stage production. It was first produced in 1969, so was not much more than a year old when the book was first considered by the

Tribunal. It has been produced since in several parts of the world, and in particular has been running continuously in London for over 4 years where it has undoubtedly been seen by thousands of visiting New Zealanders. It is part of the contemporary theatre and as such we feel it should be reasonably available in New Zealand where interest in contemporary theatre (not by any means confined to the major cities) has markedly increased in the past 4 years.

- (2) The changed nature of what is generally available in this country today in the way of published material reflected also, for example, in changing attitudes towards sexual relationships, attitudes which for significant sections of society are a lot less restrictive than they were 10, or even 5 years ago.

Our reconsideration leads us to the view that general availability for adults of this book is not injurious to the public good.

The Tribunal classifies *Oh! Calcutta!* as indecent in the hands of persons under the age of 18 years.

L. M. GREIG, Deputy Chairman.

23 August 1974.

The Standards Act 1965—Draft Amendment to New Zealand Standard Specification Available for Comment

PURSUANT to subsection (3) of section 23 of the Standards Act 1965, notice is hereby given that the following draft amendment is being circulated:

Number and Description of Draft

DZ 2238 Draft amendment to NZS 2238:1968 Precast concrete drainage and pressure pipes.

All persons who may be affected by this amendment and who desire to comment thereon, may, on application, obtain a copy on loan from the Standards Association of New Zealand, World Trade Center, 15-23 Sturdee Street (or Private Bag), Wellington 1.

The closing date for the receipt of comment is 11 October 1974.

Dated at Wellington this 23rd day of August 1974.

G. H. EDWARDS, Director,
Standards Association of New Zealand.

(S.A.—114/2/8)

Ministry of Works and Development—Schedule of Civil Engineering, Building, and Housing Contracts of \$20,000 or More in Value

Name of Works	Successful Tenderer	Amount of Tender Accepted \$
<i>Civil Engineering—</i>		
Hamilton Residency: second coat sealing and resealing 1974-75	Bitumix Ltd.	109,092.70
S.H. 1: construction of Waipahi river bridge at Arthurton	E. A. Van Asperen	137,433.82
Lower Waitaki Irrigation Scheme: Pukeuri distributary races 2, 2A and 2B	J. R. Bishop Ltd.	88,403.85
S.H. 35: Opotiki-Gisborne via Te Araroa: resealing 9.2 miles: Waiapu area	Bitumen Sprayers Ltd.	45,164.60
Dunedin-Milton Motorway: construction of Quarry Road pedestrian subway	Davis and Harris	26,195.05
<i>Building—</i>		
National Provident Fund Building, Wellington	Mainline Contractors	6,247,696.00
R.N.Z.A.F. Camp, Te Rapa: renew roof on sheds 3 and 3A	Millers Marathon Roofing Ltd.	22,611.00
Additions to Wanganui East Telephone Exchange	Ken Jackson Construction Ltd.	64,966.56
<i>Housing—</i>		
Contract No. 10/1231: three single units at Wainuiomata	A. R. Fuller	57,600.00
Contract No. 10/1253: three single units at Wainuiomata	Whitcher Homes Ltd.	60,329.00
Contract No. 11P/2103: 17 single units in Auckland area	Keith Hay Homes Ltd.	276,960.00
Contract No. 17P/397: 12 single units at Hastings	Beazley Homes Ltd.	223,927.00
Contract No. 18P/182: five single units at Masterton	Beazley Homes Ltd.	89,568.00
Contract No. 22/533: five single units at Hamilton	Dalbeth and Young Ltd.	94,311.81
Contract No. 39/30: one single unit at Rangiora	J. M. Dyhrberg Builders Ltd.	22,668.00
Contract No. 87/29: two single units at Kaikohe	Burgess (Kaikohe) Ltd.	39,529.00
Contract No. 106/113: five single units at Upper Hutt	E. J. R. Jones	93,104.46
Contract No. 162/11/72: one single unit at Warkworth	Beazley Homes Ltd.	23,815.00
Contract No. 162/22/73: one single unit at Paeroa	Timjoy Homes Ltd.	20,042.00
Contract No. 173/11/104: one single unit at Whangarei	N. B. Haigh and N. L. Allen	35,253.83
Contract No. 173/22/150: one single unit at Kawerau	Steens Bros. Ltd.	20,275.00
Contract No. 185/22/156: two single units at Huntly	P.T.Y. Homes Ltd.	37,218.00

N. C. McLEOD, Commissioner of Works.