

Licensing the Cook County Council to Occupy Sites for Groynes at Wainui Beach

PURSUANT to section 162 of the Harbours Act 1950, I, Grant Stewart Ellis Milne of the Ministry of Transport, in exercise of powers delegated by the Minister of Transport, hereby license and permit the Cook County Council (hereinafter called the licensee, which term shall include its successors or assigns unless the context requires a different construction) to use and occupy parts of the foreshore and bed of the sea at Wainui Beach as shown on plan marked M.D. 15575 and deposited in the office of the Ministry of Transport at Wellington, for the purpose of maintaining thereon groynes 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 June 1975.

(3) The annual sum so payable by the licensee shall be ten cents (10c) payable on demand; provided always that the Minister may review the annual sum payable at the end of the first year or any subsequent year of the said term.

Dated at Wellington this 9th day of June 1975.

G. S. E. MILNE, for Secretary for Transport.

(M.O.T. 54/46/8)

Licensing the Hamilton Golf Club (Inc.) to Occupy a Site for a Water Intake Pipeline in the Waikato River

PURSUANT to section 162 of the Harbours Act 1950, I, Grant Stewart Ellis Milne of the Ministry of Transport, in exercise of powers delegated by the Minister of Transport, hereby license and permit the Hamilton Golf Club (Inc.) (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 bed of the Hamilton River as shown on plan marked M.D.(N) 41 and deposited in the office of the Ministry of Transport at Auckland, for the purpose of maintaining thereon a water intake pipeline 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 June 1975.

(3) The premium payable by the licensee shall be twenty dollars (\$20) and the annual sum so payable by the licensee shall be six dollars (\$6.00); provided always that the Minister may review the annual sum payable at the end of the first year or any subsequent year of the said term.

Dated at Wellington this 9th day of June 1975.

G. S. E. MILNE, for Secretary for Transport.

(M.O.T.(H/O) 54/7/63; M.O.T.(N) 54/1/432)

Acquisition of Land for Recreation Purposes

NOTICE is hereby given that the land described in the Schedule below has been acquired as a recreation reserve pursuant to the provisions of Part II of the Reserves and Domains Act 1953.

SCHEDULE

MARLBOROUGH LAND DISTRICT—MARLBOROUGH COUNTY—
WHAREHUNGA BAY RECREATION RESERVE

SECTIONS 25 and 26, Queen Charlotte Sound Registration District, situated in Block V, Arapawa Survey District: area, 67.3801 hectares, more or less.

Dated at Wellington this 29th day of May 1975.

N. S. COAD, Director-General of Lands.

(L. and S. H.O. 6/13/7; D.O. 8/3/84)

Consenting to Raising of Loans by Certain Local Authorities

PURSUANT to the Local Authorities Loans Act 1956, the undersigned Assistant Secretary to the Treasury, acting under powers delegated to the Secretary to the Treasury by the Minister of Finance, hereby consents to the borrowing by the local authorities mentioned in the Schedule hereto of the whole or any part of the respective amounts specified in that Schedule.

SCHEDULE

Local Authority and Name of Loan	Amount Consented to \$
Ashburton Hospital Board:	
Hospital Works Loan 1975	150,000
Auckland City Council:	
Municipal Abattoir Redevelopment Loan 1975	2,690,000
Auckland Regional Authority:	
Property Redemption Loan No. 8, 1975	39,600
Christchurch Drainage Board:	
Renewal Loan No. 4, 1975	235,000
Hamilton City Council:	
Renewal Loan No. 4, 1975	11,500
Hauraki Plains County Council:	
Kerepehi Sewerage Loan 1975	12,000
Huntly Borough Council:	
Huntly Fire Station Loan 1975	100,000
Manukau City Council:	
Otara Community Centre Loan 1975	125,000
Otago Hospital Board:	
Redemption Loan 1975	252,000
Taranaki Harbours Board:	
Redemption Loan No. 3, 1975	280,000
Waitomo Electric Power Board:	
Home Insulation Loan 1975	12,500
Wellington City Council:	
Housing (Owner-Occupier Flats, Scarborough Terrace) Loan 1975	219,000
Wellington Harbour Board:	
Harbour Works Loan No. 25, 1975	5,230,000
Harbour Works Loan No. 24, 1975	500,000
Container Crane Loan No. 2, 1975	100,000

Dated at Wellington this 13th day of June 1975.

S. A. McLEOD, Assistant Secretary to the Treasury.

(T. 40/416/6)

No. 845

Decision of the Indecent Publications Tribunal

IN the matter of the Indecent Publications Act 1963, and in the matter of an application by the Acting Comptroller of Customs for decisions in respect of the following publications: *Penthouse International Magazine*, Vol. 5, No. 11 and 12, Vol. 6, No. 1, 2, 3, and 4, published by Penthouse International Ltd. of New York.

Date of Hearing: 2 April 1975 at Wellington.

Mr M. G. Howley appeared on behalf of the Acting Comptroller of Customs and made submissions. Mr R. A. Heron appeared on behalf of the distributors and made submissions.

DECISION OF THE TRIBUNAL

THE functions of the Tribunal set out in section 10 of the Act are to determine the character and classify any book submitted to it. Each issue of a magazine is treated as a separate book.

In the past a number of issues of *Penthouse* have been submitted to the Tribunal for individual consideration. Pursuant to section 15A as enacted by section 5 of the Indecent Publications Amendment Act 1972 a restriction order was made in respect of *Penthouse* (Decision No. 830, *New Zealand Gazette*, 24 October 1974). That order remains in force for 2 years from 18 October 1974 and states that issues of *Penthouse* during that period are to be treated as indecent in the hands of persons under 18 years of age.

The Comptroller of Customs has now submitted to these six further issues of *Penthouse*.

These are submitted in ordinary form for decision as to whether they are indecent or not or for a decision as to their classification. The form of the application and the advertisement of the application do not amount to an application under section 15A (4) for a revocation or variation of the terms of the restriction order. Mr Howley for the Comptroller, in his submissions at the hearing, asked us to vary the restriction order "to provide an 'unconditionally indecent' classification".