

The message of this book is direct and it contains many frank and explicit colour photographs. The importer conceded "... this book touches on a few aspects of sexuality which could be termed advanced activities ...". However in this case the Tribunal has no hesitation in accepting the submissions made by both the importer and the Department as to the quality of the book. We also accept the submission by the importer that the book is very similar in style and manner of presentation to "*Sexual Adventures in Marriage*" which was considered by the Tribunal in Decision No. 988. In that decision the publication was classified as indecent in the hands of persons under the age of 16 because it was as we termed it "... a book for the more mature reader ...". The same could be said of the present publication, and indeed both the Department and the importer suggested such a restriction.

For all these reasons we classify this publication as indecent in the hands of persons under the age of 16.

District Court Judge W. M. WILLIS, Chairman.

Decision No: 1018

Reference No.: Ind 2/82

*Before 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 following publication:

"*Colour Climax*", published by Color Climax Corporation, care of Escandinavias, DK 2720, Vanlose, Denmark.

Judge W. M. Willis (Chairman),

Member: Mesdames H. B. Dick, L. P. Nikera, Messrs J. V. B. McLinden, I. W. Malcolm.

Hearing: 1 April 1982.

Decision: 1 June 1982.

Appearances: Mr Leloir for Comptroller of Customs. No appearance of the importer, P. D. Bilby.

DECISION

THIS single copy was privately imported through parcel post and was seized in Wellington in May 1981. Forfeiture has been disputed so that the publication comes before the Tribunal for classification.

In 1980 *Colour Climax* Nos. 65, 67, 70, 83 and 85 were considered by the Tribunal. By Decision No. 956 these publications were held to be indecent. Plainly this booklet is published at regular intervals and once again No. 71 is subtitled "*Pornography in Colour*". It is no different from the other publications. The text is in 2 languages and is plainly directed to the prurient reader. It has no literary merit. The pictures have no artistic merit being mainly of nude males and females with genitalia predominantly exhibited.

Plainly in the public interest and for the public good this publication must be classified as indecent.

District Court Judge W. M. WILLIS, Chairman.

Decision No.: 1019

Reference No.: Ind. 8/82

*Before the Indecent Publications Tribunal*

IN the matter of the Indecent Publications Act 1963, and in the matter of an application by the New Zealand Police for a decision in respect of the following publication: *Domes of Fortune*, by Alan Brien. Published by Quartet Books Ltd., of London.

Judge W. M. Willis (chairman),

Mesdames H. B. Dick, L. P. Nikera, Messrs J. V. B. McLinden, I. W. Malcolm.

Hearing: 25 May 1982.

Decision: 1 June 1982.

Appearances: Inspector D. L. Bates for Police. Written submissions from Importer, Waverley Publishing Co. Ltd.

DECISION

THIS book has been submitted to the Tribunal by the New Zealand Police, by leave of the Minister of Justice granted on 29 January 1982, pursuant to the provisions of section 14 (2) of the Indecent Publications Act 1963. In its submissions to the Tribunal the importer said:

"As with another title currently before the Tribunal, namely *Pornography or Art*, this title was also imported by our company and once again we were unaware of it being under Police referral to the Tribunal until notice of this hearing was received.

"This book was imported back in October 1979 and was considered to be 'not indecent' at time of importation. The book comes from a reputable publishing house in the U.K. It does not purport to have any literary merit, but the photography is excellent and the text is a light-hearted look at one of man's favourite pastimes, fantasizing about women's breasts.

"The book was an extremely slow seller and aroused very little interest and would undoubtedly have been out of print for quite some time".

Submissions by the Police pointed out that the book consisted almost entirely of photographic and written comment concerning the female breasts. The submissions stated frankly that initially Police reaction was that it was not indecent, a view which is obviously shared by the importer. There are 2 photographs where genitalia is exposed in what might be called a restrained manner. In the Tribunal's view there is limited artistic merit in the publication but it is unlikely to excite any prurient interest as would appear to be evident from the importer's remark that it is an extremely slow seller and aroused very little interest. For these reasons the book is classified as not indecent.

District Court Judge W. M. WILLIS, Chairman.

Decision No.: 1020

Reference No.: 16/81

*Before 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 following publications:

*Look* Nos. 1, 4, 5, 6, 7, 8. Published by Schwarz-gelbverlag gmbh Postfach 4329, Frankfurt/Main.

Judge W. M. Willis (chairman),

Mesdames H. B. Dick, L. P. Nikera, Messrs J. V. B. McLinden, I. W. Malcolm.

Hearing: 1 April 1982.

Decision: 1 June 1982.

Appearances: Mr Leloir for Comptroller of Customs. Written submissions by importer, Waverly Publishing Co. Ltd.

DECISION

THESE sample copies were imported commercially and seized in Auckland on 7 August 1981. Forfeiture has been disputed so that they come before the Tribunal for classification prior to the commencement of condemnation proceedings.

The magazines are of the girlie type and consist entirely of full-page colour photos depicting nude and semi-nude females. There is no text and as stated by counsel for the Comptroller the books are not offensive to any degree as there is no undue emphasis on genitalia. Similar books have been classified in the past and in particular reference is made to *Tabu* and *Young Girls in Colour*, the subject of Decision No. 995, dated 10 June 1981. Consistently these should receive a similar classification.

These books are classified as indecent in the hands of people under the age of 18.

District Court Judge W. M. WILLIS, Chairman.

Decision No.: 1021

Reference No.: Ind 17/81

*Before 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 following publication: *Blue Boy*, Vol. 46, August 1980. Published by Blueboy Incorporation of Miami, U.S.A.

Judge W. M. Willis (chairman),

Mesdames H. B. Dick, L. P. Nikera, Messrs J. V. B. McLinden, I. W. Malcolm.

Hearing: 1 April 1982.

Decision: 1 June 1982.

Appearances: Mr P. E. F. M. Leloir for Comptroller of Customs. No submissions by importer.