

Declaration of Vehicle with Motorcycle Controls to be a Motorcycle

PURSUANT to section 2 (1) of the Transport Act 1962, and pursuant to an instrument of delegation dated the 29th day of September 1983, the Chief Controller Land Transport Policy hereby declares that the vehicle described in the Schedule hereto is a motorcycle for the purposes of the said Act.

SCHEDULE

THE 3-wheeled vehicle with motorcycle controls and a 500cc Fiat engine bearing the engine number 248532, built in 1983 by Mr Ross Dering of Darfield.

Signed at Wellington this 16th day of December 1983.
P. J. MCKENZIE, Chief Controller Land Transport Policy.
(TT. 31/3/5)

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Declaration of Vehicle with Motorcycle Controls to be a Motorcycle

PURSUANT to section 2 (1) of the Transport Act 1962, and pursuant to an instrument of delegation dated the 29th day of September 1983, the Chief Controller Land Transport Policy hereby declares that the vehicle described in the Schedule hereto is a motorcycle for the purposes of the said Act.

SCHEDULE

THE 3-wheeled vehicle with motorcycle controls and a 1200cc Volkswagen engine bearing the engine number 133-101-102B-27H, built in 1983 by Flintoff Car Painters and Panel Beaters Limited of Feilding.

Signed at Wellington this 13th day of December 1983.
P. J. MCKENZIE, Chief Controller Land Transport Policy.
(TT. 31/3/5)

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Notice of Intention to Vary Hours of Sale of Liquor at Chartered Club—Bay of Plenty Licensing Committee

PURSUANT to section 221A and 221B of the Sale of Liquor Act 1962, as amended by section 22 (14) of the Sale of Liquor Amendment Act 1976, I, Stanley James Callahan, Secretary for Justice, hereby give notice that the Bay of Plenty Licensing Committee on 9 December 1983 made an order authorising variations of the usual hours of trading for the Chartered Club known as the Rotorua Citizens Club (Inc.).

To the intent that on days other than those on which Chartered Clubs are required to be closed for the sale of liquor to its members the hours for the opening and closing of the said premises shall be as follows:

- (a) On any Friday, Saturday, and Christmas Eve—Opening at 10 o'clock in the morning and closing at 11 o'clock in the evening.
- (b) On any New Year's Eve—Opening at 10 o'clock in the morning and closing at 0.30 o'clock in the morning of New Year's Day.

Dated at Wellington this 9th day of January 1984.
S. J. CALLAHAN, Secretary for Justice.
(Adm. 2/72/5 (6))

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*Industrial Relations Act 1973—
Proposed Cancellation of Registration of Industrial Union*

PURSUANT to section 193 of the Industrial Relations Act 1973, it is hereby notified that the registration of the Reidrubber Limited Industrial Union of Employers, Registered No. 2262, situated at 145 Symonds Street, Auckland, will, unless cause to the contrary is shown, be cancelled on the expiration of 6 weeks from the date of the publication of this notice in the *Gazette*.

Dated at Wellington this 10th day of January 1984.

J. P. SCOTT,
Deputy Registrar of Industrial Unions, Department of Labour.

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Decision No. 20/83

Before the Broadcasting Tribunal

IN the matter of the Broadcasting Act 1976, and in the matter of applications for short-term broadcasting authorisations:

- (i) RADIO KAPITI LTD. BRO. 58/83;
- (ii) FIFESHIRE MUSIC COMPANY LTD. BRO. 57/83;

Chairman: B. H. Slane.

Members: Lionel R. Sceats, Ann E. Wilson.

DECISION

RADIO KAPITI LIMITED is owned by Coastal & Merchant Association, Coastal & Shopping Town Limited, Kapiti Promotional Council Inc. and Ceefer Communications Limited. Ceefer Communications Limited was to provide technical and marketing expertise.

The purpose of the station was to provide a local entertainment and information service for the 10-44 age group living in the Horowhenua region over the Christmas summer holiday period. Transmissions would commence on 10 November 1983 and continue until 29 January 1984.

The aims included a desire to provide a continuous 24-hour contemporary music programme, to provide community information to residents and holiday makers, to provide a comprehensive news and weather service, to provide a continual flow of entertainment and activities including on air and off air promotions and to provide national advertisers with an outlet to reach their targeted age group as well as to provide access at reasonable prices to local advertisers.

The station would broadcast 24 hours a day from 2 transmitters, 1 near Levin and 1 at Paraparaumu. The stations would link with Radio New Zealand stations in Wellington for evening and early morning transmission. The rest of the time there would be local origination from either of the 2 studios Paraparaumu and Levin.

The applicant made a similar application the previous year which and after a contested hearing the Tribunal had granted effective in Paraparaumu from 1 December 1982 but in the case of the Levin transmitter from mid-December. The reasons for this were the fact that the Levin area falls within an area serviced by Radio 2XS Palmerston North. The shorter period in Levin would limit the impact on the permanent stations revenue.

The Tribunal has to be concerned to some extent with the effect which temporary holiday stations have on the operation of permanent stations required to maintain services throughout the full year.

This year there was no formal opposition from Radio 2XS. However, the Tribunal considered that the basis of its previous decision had been reasonable and that if transmissions were to commence from 15 December in Levin there would be a limit on the amount of advertising which would be taken in the pre-Christmas season from normal commercial revenue of 2XS and 2ZA. The conditions will otherwise be similar to those approved last year. The networking proposed will be approved.

The applicant failed to file accounts as required in respect of its previous authorisation and was therefore in breach. The Tribunal had to ask for the information from the previous year before it could consider this application. The Tribunal does not consider it the responsibility of the Registrar to have to follow up each authorisation to see that the accounts are filed. When such applicants care to make a subsequent application they are likely to find that their application will not be dealt with until this information is supplied and it might well be taken into account in deciding what should be agreed to in the application before the Tribunal.

In the present case however, the Tribunal decided not to take that into account. Having regard to the evidence available to it from the previous year's return and the submissions, the Tribunal decided the application ought to be granted but for a shorter period than requested.

The Tribunal has previously made clear relevant factors when considering applications for authorisations in respect of an area where the applicant intended to make a permanent application.

The application will be granted but for transmissions to commence from the 1st day of December 1983 and in the case of the Levin transmitter to commence on 15 December 1983.

The Tribunal is satisfied that sufficient revenue will result to make the broadcast viable. Having considered the return last year when