

On 13 May the Tribunal sent a telegram to Mr Dawson as follows:

"Your complaints relating to specific programmes have not yet been finally dealt with by the BCNZ and the Tribunal cannot therefore deal with them now.

Your complaint that there ought to be live or 'more adequate' coverage does not indicate the basis on which you consider the Tribunal can deal with the complaint about programmes that have not been broadcast.

Do you want to make any submissions on this point of jurisdiction?"

In response Mr Dawson said that the Tribunal did have jurisdiction. If it did not, it ought to.

The Tribunal has concluded that it does not have a complaint that it can deal with under the Act because the complaint—

- is not about specific programmes which have been broadcast
- is essentially a complaint that there are programmes which ought to be broadcast.

For the reasons given in the decision on Mrs Sutherland's complaint, the Tribunal does not consider it has jurisdiction to deal with such a complaint.

We do not need to set out the reasons again.

Mr Dawson's arguments concerning failure to meet standards of objective journalism can only be dealt with in relation to a complaint relating to a specific programme or series of programmes.

Mr Dawson's argument was also that there has been a breach of the standard set out in section 24 (1) (e). That standard acknowledges the principle that when a controversial issue of public importance is discussed, reasonable efforts are made to present significant points of view either in the same programme or in other programmes within the period of current interest. In effect, Mr Dawson claims that the live coverage of a rugby match is required to balance other reports of the tour.

Mr Dawson appears to have misunderstood the section which relates to "discussion" and presenting "points of view". However the Tribunal has no power to make any ruling on the interpretation of the section in relation to particular circumstances since there is no jurisdiction to deal with his complaint.

The Tribunal therefore finds that it has no power to deal with the complaint referred to the Tribunal.

Signed for the Tribunal.

B. H. SLANE, Chairman.

Transport Licensing Authority Sitting

PURSUANT to the Transport Act 1962, the No. 1 Transport District Licensing Authority (J. M. Foster), gives notice of the receipt of the following applications and will hold a public sitting in the Northland Catchment Commission Board Room, Kaka Street, Whangarei at the time and date stated to hear evidence for or against granting them.

Tuesday, 17 June 1986 at 11 a.m.

T1/291 Graeme Rogers: Transfer Taxicab Service Licence 9034 to Vivian Rex Telfer.

T1/278 Brian John Young: Transfer Taxicab Service Licence 9039 to Leslie Robert Stone.

Dated at Auckland this 21st day of May 1986.

J. H. McCARTHY, Secretary.

No. 1 Transport District Licensing Authority.

Transport Licensing Authority Sitting

PURSUANT to section 119 of the Transport Act 1962, as amended by the Transport Amendment Act No. 2, 1983, the No. 7 Transport District Licensing Authority (W. O'Brien), gives notice of the receipt of the following applications and will hold a public sitting to receive evidence or representations, whether written or not, for or against the granting of them in the Conference Room, Ministry of Transport Office, corner Cuba and George Streets, Palmerston North, commencing Wednesday, 18 June 1986 at 12.30 p.m. Applicants must be present or represented. All documents for alteration must be handed in at the sitting.

A7/86/123 Stephen Richard Hibell, Rongotea: New Goods Service Licence.

Dated at Wellington this 26th day of May 1986.

J. MOIR, Secretary.

No. 7 Transport District Licensing Authority.

The Standards Act 1965—Draft 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 New Zealand standard specification is being circulated.

Number and Title of Specification

DZ 4302 Code of practice for the control of hygiene in air and water systems in buildings. \$15.00.

This draft Standard provides guidance to building services designers and operating staff responsible for running the services of a building in relation to the control of hygiene in air and water systems in buildings. The proposed Standard is primarily concerned with the setting of sound principles of design, installation, commissioning, operation and maintenance which will assist in controlling the spread of infectious diseases such as "humidifier fever" and *legionella pneumophila*.

The draft does not cover the functional design, installation, operation and maintenance of air and water systems in buildings except insofar as such systems may provide the opportunity for the harbouring, development and transmission of disease organisms.

All persons who may be affected by this publication and who desire to comment thereon, may obtain copies at the price shown, from the Standards Association of New Zealand, Wellington Trade Centre, 181–187 Victoria Street (formerly known as 15–23 Sturdee Street) (or Private Bag), Wellington.

NOTE—Payment must accompany all requests for drafts.

The closing date for the receipt of comment is 1 September 1986.

Dated at Wellington this 23rd day of May 1986.

DENYS R. M. PINFOLD,
Director, Standards Association of New Zealand.

(S.A. 114/2/8)

Notice of Order for Confiscation of a Motor Vehicle

PURSUANT to section 84 (2) of the Criminal Justice Act 1985, Mark Graham Woolley of 20 Shackleton Grove, Stokes Valley (hereinafter called the defendant), was on the 24th day of April 1986 convicted of assault in the District Court at Lower Hutt and ordered to pay the sum of \$400.00 and the sum of \$35.00 costs, and disqualified from holding or obtaining a motor drivers licence for four (4) months, commencing on the 24th day of April 1986.

And in addition to the above fine and disqualification it is ordered that the Mitsubishi Galant Motor Vehicle Registered No. HA 6919 be confiscated.

Dated at Lower Hutt this 24th day of April 1986.

F. LUI, Deputy Registrar.

3

Decision No. 8/86

Bro. 100–103/84

Before the Broadcasting Tribunal

IN the matter of the Broadcasting Act 1976, and in the matter of applications for commercial FM sound radio warrants in Christchurch by:

- (1) CANTERBURY FM BROADCASTING LTD.
- (2) RADIO AVON LTD.
- (3) BROADCASTING CORPORATION OF NEW ZEALAND.
- (4) MAINLAND FM LTD.

Chairman: B. H. Slane.

Members: Ann E. Wilson and Robert Boyd-Bell.

SUPPLEMENTARY DECISION

ON 15 July 1985, in Decision 7/85, the Tribunal granted warrants for FM broadcasting stations to Canterbury FM Broadcasting Ltd. and the Broadcasting Corporation of New Zealand.

The Broadcasting Corporation was already the holder of an AM warrant for 3ZM which would be surrendered from the commencement of broadcasting by 3ZM-FM. The Tribunal indicated it would grant a 90-day authorisation for the existing 3ZM operation. The Tribunal considered this more appropriate than granting an FM warrant with a supplementary AM warrant for such a short period of simulcasting. In effect, the BCNZ application was for the conversion of 3ZM from AM to FM.