

Decision No. 22/86
Reference No. IND 8/86

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 decisions in respect of the following publication: *The Best of Sexology Total, Vol. 1, No. 3*; published by Medi Media Publications Inc., New York:

Chairman: Judge R. R. Kearney.

Members: Mrs H. B. Dick, Mrs R. Barrington, Mr A. J. Graham, Ms K. Hulme.

Hearing: At Wellington on 24 October 1986.

Appearances: No appearance of importer, Gordon & Gotch (NZ) Ltd.; P. J. Eggleton for Comptroller of Customs.

DECISION

THIS publication was part of a commercial shipment imported by sea freight through the port of Auckland in April 1986. Copies of the publication were seized by the Collector of Customs at Auckland and the importer subsequently disputed forfeiture. The publication was referred to the Tribunal for determination and classification prior to the commencement of condemnation proceedings pursuant to the Customs Act 1966. The publication contains 130 pages of material and the great bulk of this represents a series of articles (some of which are quite well written) and deal with a variety of matters of a sexual nature. The publication does contain some of the objectionable features such as multiplicity of models which have on many occasions resulted in a classification of indecent. The Comptroller of Customs in his submission through Mr Eggleton points out that the publication is not dissimilar to the publications *Forum Adviser Spring 1980* and *Forum Lifestyles Summer 1980* both of which were considered by the Tribunal to be indecent in the hands of persons under the age of 18 in its decision No. 1013 as was the publication *Sexology, Volume 45, No. 8, 9 and 10* recorded in the Tribunal's decision 946 of May 1980.

The Tribunal finds that there are a number of elements of the publication which would be harmful to younger readers and thus injurious to the public good and accordingly it classifies the publication as indecent in the hands of persons under the age of 18 years.

Dated at Wellington this 11th day of December 1986.

R. R. KEARNEY, Chairman.

Indecent Publications Tribunal.

Customs Exchange Rates Notice (No. 2) 1987

PURSUANT to section 143 of the Customs Act 1966, the Comptroller of Customs, in accordance with the power delegated to him by the Minister of Customs under section 9 of that Act, hereby gives the following notice.

NOTICE

1. **Short title and commencement**—(1) This notice may be cited as the Customs Exchange Rates Notice (No. 2) 1987.

(2) This notice shall come into force on the 19th day of January 1987.

2. **Exchange rates**—Where under any provisions of the Customs Act 1966 any amount which is required to be taken into account for the purpose of assessing duty or any other purpose is not an amount in New Zealand currency, the amount to be so taken into account shall be the equivalent in New Zealand currency of that amount ascertained in accordance with the rate of exchange set out in the Schedule to this notice.

3. **Revocation**—The Customs Exchange Rates Notice (No. 1) 1987, published in the *New Zealand Gazette*, No. 205, dated 18th December 1986, on page 5514 is hereby revoked.

SCHEDULE

	Value of One NZ Dollar
Australia .. .. .	.79 Dollar
Austria	7.18 Schilling
Bangladesh	16.26 Taka
Belgium	21.74 B Franc
Brazil	7.86 Cruzado
Burma	3.71 Kyat
Canada .. .. .	.73 Dollar
Chile	108.67 Peso
China	1.96 Renminbi or Yuan
Denmark	3.85 Krone
Egypt .. .. .	.72 E Pound
Fiji .. .. .	.60 F Dollar
Finland	2.51 Markka
France	3.37 Franc
French Polynesia	61.34 FP Franc
Greece	72.90 Drachma
Hong Kong	4.10 HK Dollar
India	6.90 Rupee
Indonesia	863.85 Rupiah
Ireland .. .. .	.37 I Pound
Israel .. .. .	.78 Shekel
Italy	709.60 Lira
Jamaica	2.85 J Dollar
Japan	84.09 Yen
Korea	448.15 Won
Malaysia	1.37 M Dollar (Ringgit)
Mexico	492.69 Peso
Netherlands	1.15 Florin (Guilder)
Norway	3.89 Krone
Pakistan	9.04 Rupee
Papua New Guinea .. .. .	.50 Kina
Philippines	10.55 Peso
Portugal	76.91 Escudo
Singapore	1.14 S Dollar
South Africa	1.14 Rand
Spain	69.92 Peseta
Sri Lanka	14.56 Rupee
Sweden	3.57 Krona
Switzerland .. .. .	.86 Franc
Taiwan	18.87 Twn Dollar
Thailand	13.71 Baht
Tonga .. .. .	.79 Pa'anga
United Kingdom .. .. .	.36 Pound
U.S.A. .. .. .	.53 Dollar
West Germany	1.02 Mark
Western Samoa	1.19 Tala

Dated at Wellington this 6th day of January 1987.

M. J. BELGRAVE, Comptroller of Customs.