

to do so immediately, it may be prepared to enter into negotiations with Fifeshire for that purpose.

In deciding its future course the corporation may well take account of the unusual delay in the tribunal completing this decision which has given the corporation a continuation of its commercial radio monopoly. The delay was not due to any such consideration but the resulting windfall for the corporation may enable it to advance the establishment of the FM Concert Programme.

We are sure the corporation will examine the situation positively.

#### Decision

The corporation's ZM-FM application is declined. The Fifeshire application is granted.

The following conditions will apply:

- (1) The coverage objectives will be defined on the basis of the technical evidence.
- (2) The grant will lapse if not taken up within 12 months or such further period as the tribunal may approve.
- (3) The usual advertising condition.
- (4) The maximum advertising per clock hour will be 8 minutes.
- (5) The usual condition as to adherence to content and format.
- (6) The usual condition as to technical standards.
- (7) News media ownership will be limited to 30 percent.
- (8) The tribunal will consent to R. Lucas & Sons Ltd.'s interest of 40 percent (reducing to 37.5 percent if the options are taken up) and Capital City Radio Ltd.'s interest of 14.9 percent for so long as:

1. Neither takes shares in the other either directly or indirectly;

2. The ownership of either of those 2 companies does not change to the extent that any shareholder which is a news company (as will be defined in the warrant) gains a prescribed interest in the warrant.

- (9) The usual provision on networking.
- (10) The transmitter will be co-sited with the television facility at Grampian Hills.
- (11) The warrant holder will take all steps necessary (including any application to this tribunal) to establish a non-commercial FM station at Grampian Hills for the sole purpose of relaying the Concert Programme of Radio New Zealand subject to the corporation indicating its willingness:
  - (a) to provide the programme at Grampian Hills;
  - (b) to allow co-siting at the expense of the warrant holder, within a period of 3 years of the date of commencement of broadcasting.
- (12) The hours will be applied for. Within 3 years of commencing broadcasting the hours will be increased from 19 to 24 in week days.
- (13) A deed of editorial independence from R Lucas & Sons Ltd. in a form approved by the tribunal.
- (14) The articles of association of the applicant will have to comply with the tribunal's requirements under the Broadcasting Regulations. If any prospectus is issued any references to the warrant or to the tribunal must first be approved by the tribunal.

The corporation's application to amend the 2YC-AM warrant is granted on the following conditions:

- (1) The grant will lapse if the relay station is not ready to broadcast within 2 years of the date of this decision;
- (2) The coverage objectives will be defined in accordance with the technical information.

Signed for the tribunal:

B. H. SLANE, Chairman.

#### Applications for Plant Selectors' Rights Notice (No. 4100, Ag. P.V. 3/2)

PURSUANT to section 11 of the Plant Varieties Act 1973, notice is hereby given that applications for grants of Plant Selectors' Rights as specified in the Schedule hereto, have been received by the Registrar of Plant Varieties. Protective Direction has not been applied for. If it is considered that any interested person will be unfairly affected by the applications, that person may lodge an objection with the Registrar within 2 months from the date of this *Gazette*. Objections must comply with section 19 of the Plant Varieties Act 1973.

#### SCHEDULE

Name and Address of Applicant	Address for Service	Date of Application	Breeder's Reference	Proposed Denomination
	SPECIES: LIMONIUM ( <i>Lomonium</i> Mill.)			
Topline Nurseries Ltd., 703 West Coast Road, Oratia, Auckland as agent for Dai-ichi Seed Co. Ltd., 33-15 Kamiyoga 4-Chome Setagaya-ku, Toyko, Japan		16/6/87	-	Misty White
Topline Nurseries Ltd., 703 West Coast Road., Oratia, Auckland as agent for Dai-ichi Seed Co. Ltd., 33-15 Kamiyoga 4-Chome Setagaya-ku, Toyko, Japan		16/6/87	-	Misty Pink

Dated at Lincoln this 17th day of June 1987.

F. W. WHITMORE, Registrar of Plant Varieties.

#### Application for Plant Selectors' Rights Notice (No. 4101, Ag. P.V. 3/4)

PURSUANT to section 11 of the Plant Varieties Act 1973, notice is hereby given that application for grants of Plant Selectors' Rights as specified in the Schedule hereto, have been received by the Registrar of Plant Varieties. Protective Direction has not been applied for. If it is considered that any interested person will be unfairly affected by the applications, that person may lodge an objection with the Registrar within 2 months from the date of this *Gazette*. Objections must comply with section 19 of the Plant Varieties Act 1973.

#### SCHEDULE

Name and Address of Applicant	Address for Service	Date of Application	Breeder's Reference	Proposed Denomination
	SPECIES: ITALIAN RYEGRASS ( <i>Lolium multiflorum</i> )			
Hodder and Tolley Ltd., Box 8158, Riccarton, Christchurch as agent for J. P. Wilson (Seeds) Ltd., care of G. Gascoyne (Seeds) Ltd., 6 Southfield Street, Worcester WRI 2JN, United Kingdom		19/6/87	-	Exalta

Dated at Lincoln this 23rd day of June 1987.

F. W. WHITMORE, Registrar of Plant Varieties.