

Category E: Explanatory Note:

Having applied the criteria in section 11 as well as the test for indecency in section 2, it was the Tribunal's finding that the following publications were indecent in the hands of children under a specified age. The Tribunal also found that they were likely to be read by children. Both of the conditions for the application of section 11 (3) were met. Category E is the only category of comics affected by section 11 (3). Because the Tribunal decided that these publications were indecent in the hands of persons under the age of 16 and 18 years due to their non-violent sexual content, section 11 (3) deemed them to be unconditionally indecent. These publications therefore have been classified unconditionally indecent.

Decision

<i>No.</i>	<i>Date</i>	<i>Title</i>	<i>Publisher</i>	<i>Importer</i>	<i>Applicant</i>	<i>Decision</i>
6/91	30/4/91	<i>Cry for Dawn</i> , Vol. 1	Cry for Dawn Productions	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Little Ego</i>	Catalan Communications	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Sushi One</i>	Shunga Comic	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	'Bobs' Favourite Comics, No. 1	Rip Off Press Inc.	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Scimidar</i> , No. 2	Eternity Comics	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Strips</i> , No. 2	Rip Off Press Inc.	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Border World's: Marooned</i> , Vol. 2, No. 1	Kitchen Sink Press	M. J. Mortiaux	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Exquisite Corpse</i> , Red Issue	Dark Horse Comics	Visual Media Services	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Exquisite Corpse</i> , Yellow Issue	Dark Horse Comics	Visual Media Services	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Exquisite Corpse</i> , Green Issue	Dark Horse Comics	Visual Media Services	Comptroller of Customs	Indecent
6/91	30/4/91	<i>Cherry</i> , No. 10	Last Gasp	Visual Media Services	Comptroller of Customs	Indecent
6/91	30/4/91	<i>The Erotic Art of Reed Waller</i>	Kitchen Sink Press	Visual Media Services	Comptroller of Customs	Indecent

Copies of these decisions containing reasons may be purchased from Tribunals Division, P.O. Box 10-044, Wellington, at a cost of \$5 each or by annual subscription of \$50.

R. N. OGILVIE, for Secretary, Indecent Publications Tribunal.
go5502

Judicature Act 1908**Appointment of Judge of High Court and Court of Appeal**

Pursuant to sections 4 and 57 of the Judicature Act 1908, Her Excellency the Governor-General, in the name and on behalf of Her Majesty the Queen, has been pleased to appoint

Ian Lloyd McKay Esquire, barrister of Wellington

to be a Judge of the High Court of New Zealand and a Judge of the Court of Appeal of New Zealand.

Dated at Wellington this 28th day of May 1991.

PAUL EAST, Attorney-General.
go5625

Additional Judge of the Court of Appeal Appointed

Pursuant to section 58 (9) of the Judicature Act 1908, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council and with the concurrence of the Chief Justice and the President of the Court of Appeal, has been pleased to appoint

The Right Honourable Sir Gordon Ellis Bisson, a former member of the Court of Appeal

to act as an additional Judge of the Court of Appeal for a period commencing on the 1st day of June 1991 and expiring on the 30th day of June 1991.

Dated at Wellington this 30th day of May 1991.

PAUL EAST, Attorney-General.
go5735

Transport**Waterfront Industry Reform Act 1989****Reappointment of Liquidator for the Waterfront Industry Commission**

Pursuant to sections 9 and 23 of the Waterfront Industry Reform Act 1989, the Ministers of Transport and Labour are pleased to appoint

Tolmie Alexander Scouler

to be the liquidator of the Waterfront Industry Commission for a term of 1 year from 1 May 1991.

Dated at Wellington this 16th day of May 1991.

W. F. BIRCH, Minister of Labour.

W. ROB STOREY, Minister of Transport.
go5637