

1977/236



THE BROADCASTING REGULATIONS 1977,
AMENDMENT NO. 1

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 12th day of
September 1977

Present:

THE RIGHT HON. R. D. MULDOON PRESIDING IN COUNCIL

PURSUANT to section 98 (b) of the Broadcasting Act 1976, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Broadcasting Regulations 1977, Amendment No. 1, and shall be read together with and deemed part of the Broadcasting Regulations 1977* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Forms—(1) The principal regulations are hereby amended by inserting in Part II, after regulation 9, the following regulation:

“9A. (1) The forms in the Schedule to these regulations are hereby prescribed as the forms to be used for the purposes specified therein.

“(2) Such variations may be made in any such form as the circumstances of the particular case may require.”

(2) The principal regulations are hereby further amended by adding the Schedule set out in the Schedule to these regulations.

(3) Form 1 in the Schedule to the principal regulations (as added by subclause (2) of this regulation) shall not apply with respect of any application for a warrant made before the commencement of these regulations.

*S.R. 1977/11

SCHEDULE
SCHEDULE TO PRINCIPAL REGULATIONS

"SCHEDULE
"FORMS

Form 1

BROADCASTING ACT 1976

(Section 78)

The Registrar,
Broadcasting Tribunal,
Tribunals Division,
Private Bag,
Postal Centre,
WELLINGTON.

APPLICATION FOR A WARRANT TO ESTABLISH AND OPERATE A BROADCASTING STATION

Name of Applicant:

Postal Address:

PURSUANT to the Broadcasting Act 1976, application is hereby made for the grant of a warrant to establish and operate a broadcasting station to serve the area of New Zealand.

I append to this application for the information of the Tribunal the following Schedules:

[Attach Schedules containing information required by the Tribunal pursuant to the procedural rules made by the Tribunal under the Broadcasting Act 1976.]

Dated this day of 19 .

Signature:

Designation:

[These Schedules may be set out in an Appendix to this form.]

NOTES—

1. A fee of \$500 is payable upon lodgement of this application.
2. An original application and 9 copies of this form together with accompanying Schedules are required to be lodged with the Registrar of the Tribunal.
3. Your attention is drawn to section 78 (2) of the Broadcasting Act 1976, which states: "No application for a warrant shall be granted to any person, unless that person is a company or body corporate incorporated in New Zealand."
4. Section 78 (3) of the Broadcasting Act 1976 prohibits the granting of a warrant unless the Director-General of the Post Office has certified that any such application complies with the technical requirements of the Post Office as stated in the Post Office Act 1959 and the Radio Regulations made under that Act. Technical information must be listed in detail in the appropriate Schedule accompanying this application.

SCHEDULE—continued

Form 2

BROADCASTING ACT 1976

(Section 81)

The Registrar,
Broadcasting Tribunal,
Tribunals Division,
Private Bag,
Postal Centre,
WELLINGTON.

APPLICATION FOR RENEWAL (AMENDMENT) OF WARRANT

Name of Warrant Holder:

Number of Warrant:

Classification of Warrant:

Postal Address of Warrant Holder:

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PURSUANT to the Broadcasting Act 1976, application is hereby made for:

(A) Amendment (or revocation) of the terms and conditions of the above-described warrant.

(B) The renewal of the above-described warrant.

[Strike out whichever does **not** apply.]

The following particulars are stated in support of this application:

*(A) Where amendment applied for: [*Here state reasons and append to this application as Schedule I such technical information as may assist the Director-General of the Post Office in certifying that the amendment applied for complies with the technical requirements of the Post Office*].

*(B) Where renewal applied for: [*State expiry date of existing warrant*].

Dated this day of 19 .

For and on behalf of [*The applicant*]:

Signature:

Designation:

*If insufficient space, annex details to this application.

NOTES—

1. A fee of \$200 is payable on lodgement of this application.
2. An original and 9 copies of this form (with accompanying Schedule in the case of an amendment) are required to be lodged with the Registrar of the Tribunal.
3. Applications for Amendment: Section 81 (4) of the Broadcasting Act provides that no condition of a warrant shall be amended or added or revoked under this section until the Director-General of the Post Office certifies that the amended or added condition complies with, or, as the case may be, the revocation will not affect, the technical requirements of the Post Office under the Post Office Act 1959 and the Radio Regulations made under that Act. Technical information must be listed in detail as Schedule I accompanying this application.

SCHEDULE—*continued*

Form 3

BROADCASTING ACT 1976

(*Section 82*)

The Registrar,
Broadcasting Tribunal,
Tribunals Division,
Private Bag,
Postal Centre,
WELLINGTON.

APPLICATION FOR CONSENT TO TRANSFER OF WARRANT

Name of Warrant Holder:

Number of Warrant:

Classification of Warrant:

Postal Address of Warrant Holder:

PURSUANT to the Broadcasting Act 1976, application is hereby made for the consent of the Tribunal to:

**[Here describe particulars of the application, including considerations, parties, relevant terms.]*

*The following particulars are stated in support of this application:

Dated this day of 19 .
For and on behalf of [*The applicant*]:

Signature:

Designation:

*If insufficient space annex submissions to this application.

NOTES—

1. A fee of \$200 is payable on lodgement of this application.
2. An original and 9 copies of this form (together with any annexures) are required to be lodged with the Registrar of the Tribunal.

SCHEDULE—continued
Form 4
BROADCASTING ACT 1976
(Section 76)

The Registrar,
Broadcasting Tribunal,
Tribunals Division,
Private Bag,
Postal Centre,
WELLINGTON.

APPLICATION FOR A SHORT-TERM BROADCASTING AUTHORISATION

PURSUANT to the Broadcasting Act 1976, application is hereby made for the grant of a short-term broadcasting authorisation to establish and operate a broadcasting station at

I append to this application for the information of the Tribunal the following Schedule:

[Attach Schedule containing information required by the Tribunal pursuant to the procedural rules made by the Tribunal under the Broadcasting Act 1976.]

Name of Applicant:

Address:

Dated this day of 19 .

Signature:

Designation:

[Schedule may be set out on reverse of form or in an appendix to it.]

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations prescribe the forms of application for a warrant to establish and operate a broadcasting station, application for renewal or amendment of such a warrant, application for consent to transfer of such a warrant, and application for a short-term authorisation.

Regulation 2 (3) provides that the form of application for a warrant does not apply to applications made before the commencement of the regulations. The purpose of this provision is to make it clear that the amendment will not affect the rights of the parties to Court proceedings relating to such an application already commenced, so that such proceedings will continue to be dealt with under the law in force when the application was made.

Issued under the authority of the Regulations Act 1936.
Date of notification in Gazette: 15 September 1977.
These regulations are administered in the Department of Justice.