

1977/257



THE TELEGRAPH REGULATIONS 1977

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 26th day of September 1977

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Post Office Act 1959, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

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REGULATIONS

1. **Title and commencement**—(1) These regulations may be cited as the Telegraph Regulations 1977.

(2) These regulations shall come into force on the 1st day of October 1977.

PART I—PRELIMINARY

2. **Interpretation**—In these regulations, unless the context otherwise requires—

“Department” means the Post Office:

“Director-General” means the Director-General of the Post Office:

“Exchange” means a departmental telephone exchange:

“Government telegram” means an inland or an international telegram or a radiotelegram emanating from the Governor-General, or his authorised agents; or from the Government of New Zealand (which term shall include any Department of State or other Government agency or its duly authorised officers); any Justice of the Supreme Court or the Court of Appeal of New Zealand; a Minister of the Crown or any authorised agent of a Minister; and, in the case of an international telegram or a radiotelegram, one emanating from any accredited representative of the Government of any other country:

“Inland telegram” means a telegram for transmission within New Zealand only, and also includes telegrams to and from the Chatham Islands, the coastal islands, and the Ross Dependency:

“Minister” means the Postmaster-General, and includes any officer or any other person acting under his authority or by his direction:

“International telegram” means a telegram for transmission overseas except to or from the Chatham Islands, the coastal islands, and the Ross Dependency:

“Radiotelegram” means a telegram originating in or intended for a mobile station transmitted, on all or part of its route, over the radiocommunication channels of a mobile service.

PART II—CHARGES AND CONDITIONS FOR INLAND TELEGRAMS

3. **Ordinary telegrams**—(1) In this regulation—

“After-hours period” means—

(a) Every part of a weekday which is not within the ordinary-rate period; and

(b) Every Saturday, Sunday, and public holiday:

“Normal published opening time”, in relation to a telegraph office, means the normal time of opening of the office as published from time to time by the Minister in such manner as he thinks fit:

“Ordinary-rate period”, in relation to a telegram, means that part of a weekday between the normal published opening times of both the office of origin of the telegram and the office of its destination and 5 p.m. on that day or the time of closing of either office, whichever is the earlier:

“Public holiday” means New Year’s Day, Waitangi Day, the 2nd day of January, Good Friday, Easter Monday, Anzac Day, the Sovereign’s Birthday, Labour Day, Christmas Day, and Boxing Day, or any days substituted therefor:

“Weekday” means a Monday, Tuesday, Wednesday, Thursday, or Friday; but does not include any public holiday which falls on a weekday.

(2) The charges payable in respect of any ordinary inland telegram sent and accepted during the ordinary rate period shall be at the rate of 4c for each word in the telegram (with a minimum charge as for 10 words) plus a charge of 50c for each telegram:

Provided that if the sender stipulates that the telegram is to be delivered to the addressee during the after-hours period, the charges prescribed in respect of telegrams sent and accepted during the after-hours period shall be payable.

(3) The charges payable in respect of any ordinary inland telegram sent and accepted during the after-hours period shall be at the rate of 8c for each word in the telegram (with a minimum charge as for 10 words) plus a charge of \$1 for each telegram.

4. Urgent telegrams—The charge for urgent transmission of an inland telegram shall be 35c additional to the fees prescribed in regulation 3 of these regulations.

5. Letter telegrams—Inland letter telegrams are inland telegrams deliverable to the address from the telegraph office of destination by the first postal delivery after the day of acceptance. These telegrams shall only be accepted during the ordinary-rate period for accepting telegrams under regulation 3 of these regulations. The charges shall be at the rate of 2c for each word in the letter telegram (with a minimum charge as for 22 words) plus a charge of 25c for each letter telegram.

6. Collect telegrams—When required by the sender, the charge for an inland telegram shall be collected from the addressee. The additional charge for this service shall be 20c.

7. Decorative stationery—The sender of an inland telegram may have the addressee’s copy written on a decorative form and enclosed in a decorative envelope. For the use of decorative stationery the charge shall be 15c.

8. Multiple telegrams—Inland multiple telegrams are inland telegrams for 2 or more addressees in the one city or other local area. These telegrams shall only be accepted during the ordinary-rate period as prescribed in regulation 3 hereto. The charges for inland multiple telegrams shall be:

- (a) The charge or charges for a single transmission as prescribed in these regulations, except that in computing the charge all addresses shall be included in the count of the number of words; and
- (b) For each addressee’s copy beyond the first, 50c for each 50 words of the text or part thereof; and
- (c) For urgent service and for the use of decorative stationery, the additional charge as prescribed in these regulations shall apply in respect of each address:

Provided that the total charge shall not exceed that which would apply if the same communication were being sent as single telegrams.

9. Weather telegrams—(1) Weather telegrams are inland telegrams which seek information as to the weather and which are sent from the masters of ships to harbourmasters or to Weather Wellington (being the Meteorological Office), from farmers to Weather Wellington, or from aero clubs or aviators to a postmaster or aero clubs or aviators. The charges for weather telegrams shall be:

Ordinary .....	.....	.....	.....	.....	c 25
Urgent .....	.....	.....	.....	.....	50

These charges shall be for telegrams up to 10 words (the maximum) in addition to the address and signature. The charges shall include the cost of a reply up to 10 words in addition to the address and signature.

(2) If the words in the reply telegram exceed this number, the charges for the excess shall be 2c for each additional word in the case of an ordinary telegram or 4c for each additional word in the case of an urgent one.

10. Repetition of telegrams after delivery—An addressee who doubts the accuracy of an inland telegram may have it repeated in whole or in part. The charge shall be at the ordinary telegram rate as prescribed in regulation 3 of these regulations and this charge shall be refunded if the original transmission proves to have been incorrect.

11. Correction of telegrams—For the correction of the address of an inland telegram at the instance of the sender, after transmission has begun, there shall be a charge for a correcting telegram at the ordinary telegram rate as prescribed in regulation 3 of these regulations.

12. Cancellation of telegrams—The sender of an inland telegram, on cancelling it before transmission has commenced, shall be refunded the amount paid, less a charge of 10c, or, in the case of a collect telegram, he shall pay a charge of 10c. Where a telegram has been partly transmitted, it may still be cancelled but no refund shall be made. After transmission has been completed, a telegram may be cancelled only by means of a cancelling telegram, the charge for which shall be at the ordinary telegram rate as prescribed in regulation 3 of these regulations.

13. Phototelegrams—(1) Photographs, pictures, drawings, or typed, printed, or handwritten matter may be handed in for transmission as a phototelegram between public phototelegram stations under the control of the Minister. A facsimile reproduction of the article shall be delivered to the addressee. The charge for this service shall be \$12 per transmission.

(2) Phototelegrams may also be handed in for transmission from public stations available for the purpose to a privately owned phototelegram station or they may be transmitted from a privately owned station to any such public stations. The charge for this service shall be \$9.60 per transmission:

Provided that regulations 14 and 15 of these regulations shall not apply to phototelegrams transmitted from a public station to a privately owned station.

14. Phototelegrams addressed to 2 or more addresses—In the case of a phototelegram addressed to 2 or more addresses in the one city or other local area the charge shall be:

- (a) The charge for a single transmission as prescribed in regulation 13 hereof; and
- (b) An additional charge of \$2.40 for each address beyond the first.

15. Additional copies—Additional copies of a phototelegram will be delivered to the addressee if required. For each additional copy the charge shall be \$1.20.

16. Press telegrams—(1) Inland press telegrams shall be accepted only during the hours a telegraph office is in attendance or when a telegraph office has been reopened as provided in regulation 22 of these regulations. The charges payable in respect of any inland press telegram sent and accepted shall be as follows:

- (a) Weekdays and Saturdays—60c for each 100 words;
- (b) Sundays and public holidays—75c for each 100 words.

(2) For the purposes of this regulation the expression “public holiday” has the same meaning as in regulation 3 of these regulations.

PART III—CHARGES AND CONDITIONS FOR INTERNATIONAL TELEGRAMS AND RADIOTELEGRAMS

17. International telegrams—(1) International telegrams are accepted subject to the terms of the International Telecommunication Convention and the relative regulations annexed thereto, which provide, *inter alia*, that the several Telegraph Administrations accept no responsibility on account of their respective services.

(2) The charges for international telegrams and radiotelegrams shall be at such rates as may from time to time be fixed by the Minister.

PART IV—MISCELLANEOUS

18. Transferred charge telegrams—(1) The charges for a telegram accepted by telephone for onward transmission may be debited to any telephone station other than the one from which the telegram is telephoned.

(2) The charges for a telegram lodged at a telegraph counter may be debited to any telephone station.

(3) An additional charge of 20c shall be payable for the services referred to in subclauses (1) and (2) of this regulation.

19. Carriage—(1) For the delivery of telegrams beyond the free-delivery area, but within 5 kilometres of the office of destination, the carriage charges shall be 35c a kilometre or part thereof for the distance beyond the free delivery area.

(2) For the delivery of telegrams beyond 5 kilometres of the office of destination, the carriage charges payable shall equal the charges incurred in effecting delivery by special messenger.

20. Redelivery of telegrams—When a change of address has been supplied for the delivery of a telegram after it has been taken to the address given in the telegram, the charge for redelivery or for retransmission and redelivery shall be:

- (a) When the new address is within the free telegram-delivery area of the office of destination or within the postal delivery area of the town or city in which that office is situated: 30c:
- (b) When the new address is not within either of these areas: the usual inland telegraph charge or charges.

21. Reopening of office for ordinary telegrams—When a postmaster reopens his office for the acceptance and transmission of a telegram, other than a press telegram, a reopening fee shall be payable as follows:

- (a) 7 a.m.—9 p.m.—
- (i) If postmaster lives on premises, 15c for each 20 minutes' attendance or fraction thereof:
- (ii) If postmaster lives away from premises, 35c for each 20 minutes' attendance or fraction thereof:
- (b) 9 p.m.—7 a.m.—
- (i) If postmaster lives on premises, 50c for each 20 minutes' attendance or fraction thereof:
- (ii) If postmaster lives away from premises, \$1 for first 20 minutes' attendance or fraction thereof, and 50c for each subsequent 20 minutes or fraction thereafter.

22. Reopening of office for press telegrams—The charge for the reopening of an office for press telegrams shall be \$7, and the charge shall be payable by the person who requested that reopening, whether or not another person uses the office while reopened.

23. Precedence of telegrams—(1) Telegrams relating to the safety of human life shall take precedence over all other telegrams.

(2) Government international telegrams for which the sender has requested transmission priority shall be transmitted in precedence of other urgent international telegrams.

(3) Other Government international telegrams for which the sender has not requested transmission priority shall be transmitted in precedence of ordinary international telegrams having the same handed-in time.

(4) Government inland telegrams shall be transmitted in precedence of other inland telegrams of the same class and handed-in time.

(5) Except as otherwise provided in these regulations, telegrams for which an additional fee has been paid to secure urgent transmission shall be transmitted in precedence of other telegrams.

24. Code addresses—(1) For the registration of telegraph code addresses the following charges shall apply:

	In respect of Each Office at which registered	
	Year	Three Months or Less
	\$	\$
For all telegrams (inland, international, or radio)	18	4.50
(2) For the delivery of telegrams to unregistered code addresses the charges shall be:		

For an inland telegram	.....	.....	\$	0.15
For any other telegram	.....	.....	.....	0.35

25. Prohibitions—(1) The transmission of telegrams of the following nature or character is hereby prohibited:

- (a) Telegrams which are indecently or obscenely worded or which appear to contain matter of a treasonable, seditious, libellous, or grossly offensive character:
- (b) Telegrams relating to betting which are for delivery at a race-course, whether they are in plain language or in coded language reasonably supposed to relate to betting, and whether the betting is on the totalisator or not:
- (c) Telegrams instigating or aiding the commission of any criminal offence or fraud:
- (d) Telegrams consisting merely of the address—i.e., without text or signature:
- (e) Telegrams addressed to initials without name or to a fictitious name, when the telegrams are addressed to a post office or a telegraph office to be called for.

(2) Whether or not a particular telegram comes within the scope of subclause (1) (a) of this regulation shall be decided by the Director-General.

(3) Whether or not a particular telegram comes within the scope of any of the paragraphs (b), (c), (d), or (e) of subclause (1) of this regulation shall be decided by the officer for the time being in charge of the telegraph office of presentation.

(4) The provisions of this regulation shall apply to a telegram, whether or not it has been accepted for transmission, and no person shall be entitled to a refund of charges paid on a telegram which has been stopped under this regulation.

26. Inspection of original telegram—(1) The sender or the addressee of a telegram may inspect, at the office of origin or destination, the original of a telegram sent by or to him.

(2) If that original has left the office of origin (having been dispatched to the Chief Post Office for filing) the applicant shall pay a charge or charges according to the following scale:

	\$
(a) If full particulars are supplied to enable the telegram to be readily obtained	0.60
(b) If full particulars are not supplied, a search being necessary	1.20
(c) If the search extends beyond one half hour; for each half hour after the first	1.20

27. Copy of telegram—(1) The sender or the addressee of a telegram may obtain a certified copy of a telegram sent by or to him, subject to the payment of a charge of 50c for each 50 words or a fraction thereof, and subject to the charge in regulation 26 (2) of these regulations, if the original of the telegram has left the office of origin.

(2) If desired, a copy of the telegram or an extract therefrom will be telegraphed to the applicant upon the payment of the telegraph charge in addition to the charge for the copy.

28. Disposal of unclaimed or undelivered telegrams—The sender of an undelivered or unclaimed telegram shall be informed by telegraph of non-delivery.

29. Period of preservation of telegrams—(1) The originals of inland telegrams shall be preserved for a period of 4 months from the date thereof.

(2) The originals of international telegrams and radiotelegrams shall be preserved for a period of 6 months from the date thereof.

30. Refunds—The Minister may, in his discretion, remit or refund in whole or in part the charge paid or payable under these regulations in the following instances:

- (a) Where, through the fault of the telegraph service, a telegram failed to reach the addressee within a reasonable time or was mutilated in transmission:
- (b) Where the registration of a telegraph code address was cancelled before the expiry of a period paid for.

PART V—CHARGES FOR LEASE OF TELEGRAPH APPARATUS

31. Rental for lease of telegraph apparatus—The charges for the lease of telegraph apparatus under the conditions prescribed in the Leased Circuit and Leased Apparatus Regulations 1976 shall be as prescribed in the First Schedule to these regulations:

Provided that for any item of telegraph apparatus supplied by the Department to meet a subscriber's particular requirement and for which a rental is not prescribed in the First Schedule hereto, the charge shall be as determined by the Director-General.

32. Revocations—The Regulations specified in the Second Schedule hereto are hereby revoked.

FIRST SCHEDULE

CHARGES

Item	Two-monthly Charge	Weekly Charge (Temporary Lease)
	\$	\$
Teleprinter (50 baud)	125	22
Teleprinter (75 baud)	150	26
Teleprinter (100 baud)	175	32
Teleprinter—receive only (50 baud)	90	15
Teleprinter—receive only (75 baud)	105	18
Reperforator attachment (50 baud)	35	6
Reperforator attachment (75 baud)	42	8
Reperforator attachment (100 baud)	49	9
Tape transmitter/reader (50 baud)	45	8
Tape transmitter/reader (75 baud)	52	9
Tape transmitter/reader (100 baud)	60	10
Printing reperforator (50 baud)	125	—
Printing reperforator (75 baud)	150	—
Combined printing reperforator and transmitter (50 baud)	180	—
Combined printing reperforator and transmitter (75 baud)	218	—
Off-line tape punching unit	160	29
Code recognition unit	45	—
Silencing cover for M75 teleprinter	8	—
Tape winder	8	—
Automatic page winder	8	—
Switching facilities (each pair of circuits)	8	—
Data modems:		
Type 200A	31	6
600A	48	9
600B	48	9
600C	48	9
600D	48	9
600C/D	60	10
600E/2	48	9
600E/4	48	9
Data telephone (leased circuit)	8	1
Installation charge		\$30

SECOND SCHEDULE

Reg. 32

REGULATIONS REVOKED

Title	Serial Number
The Telegraph Regulations 1967	1967/162
The Telegraph Regulations 1967, Amendment No. 1	1968/44
The Telegraph Regulations 1967, Amendment No. 2	1971/17
The Telegraph Regulations 1967, Amendment No. 3	1971/131
The Telegraph Regulations 1967, Amendment No. 4	1971/198
The Telegraph Regulations 1967, Amendment No. 5	1973/296
The Telegraph Regulations 1967, Amendment No. 6	1976/18
The Telegraph Regulations 1967, Amendment No. 7	1976/110

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 are a consolidation of the Telegraph Regulations 1967 and amending regulations. The principal amendment increases the rates for inland telegrams and for miscellaneous telegraph services with effect from 1 October 1977.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 29 September 1977.
These regulations are administered in the Post Office.