



Classification (Serial Publications) Principles 2005

Classification (Publications, Films and Computer Games) Act 1995

I, DESMOND MATTHEW CLARK, Director of the Classification Board, acting under subsection 13 (4) of the *Classification (Publications, Films and Computer Games) Act 1995*, determine the Principles set out in Schedule 1.

Dated 2005

Director of the Classification Board

I, PHILIP MAXWELL RUDDOCK, Attorney-General, acting under subsection 13 (4) of the *Classification (Publications, Films and Computer Games) Act 1995*, agree to the *Classification (Serial Publications) Principles 2005*.

Dated 2005

Attorney-General

Schedule 1 Principles

1 Name of Principles

These Principles are the Classification (Serial Publications) Principles 2005.

2 Commencement

These Principles commence on 1 December 2005.

3 Definitions

In these Principles:

Act means the *Classification (Publications, Films and Computer Games) Act 1995*.

approval, in relation to an advertisement, has the same meaning as in subsection 13 (5) of the Act.

classification history, of a periodical, means information in relation to a decision of the Board or the Review Board:

- (a) to classify or to refuse to classify an issue of the periodical; or
- (b) to make or refuse to make a declaration in relation to the periodical; or
- (c) to revoke a declaration made in relation to the periodical.

declaration means a declaration under subsection 13 (3) of the Act.

original issue, in relation to a periodical, has the same meaning as in section 13 of the Act.

serial classification application means a request made under subsection 13 (2) of the Act.

Note For the definitions of *advertisement*, *Board* and *Review Board*, see section 5 of the Act.

4 Matters to be considered

Without limiting the matters that the Board may consider, matters of relevance in deciding whether to make a declaration in relation to a periodical (including deciding whether to make a declaration for some or all future issues of the periodical) include the following:

- (a) any statement included in the serial classification application describing the steps that the applicant will take to ensure that any future issue to be covered by the declaration:
 - (i) will not contain material that, if the future issue were being classified separately, would cause it to be classified with a higher classification than the original issue; and

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- (ii) will not contain any advertisement that has been refused approval;
 - (b) any statement included in the application describing the steps that the applicant will take to comply with the condition that may be imposed under section 13A of the Act, if the condition is imposed;
 - (c) the classification history (if any) of the periodical;
 - (d) whether the content or any other attribute of any issue of a periodical, that has been published, does not comply with its classification;
 - (e) whether the applicant has complied with the condition, if imposed, under section 13A of the Act in relation to other issues of the periodical.

5 Refusal to make declarations

Without limiting the matters that the Board may consider, a matter of relevance in deciding to not make a declaration in relation to a periodical is that any of the following 3 statements has been omitted from the serial classification application:

- (a) a statement nominating the future issues of the periodical sought to be covered by the declaration;
- (b) a statement describing the steps that the applicant will take to ensure that any future issue to be covered by the declaration:
 - (i) will not contain material that, if the future issue were being classified separately, would cause it to be classified with a higher classification (within subsection 13 (5) of the Act) than the original issue; and
 - (ii) will not contain any advertisement that has been refused approval;
- (c) a statement describing the steps that the applicant will take to comply with the condition that may be imposed under section 13A of the Act, if the condition is imposed.

Note These Principles do not apply to enforcement applications — see subsection 13 (1) and section 22A of the Act.