



ANALYSIS

Title
1. Short Title

2. Registration of dealings with certain leases and licences

1967, No. 86

An Act to amend the Land Act 1948

[23 November 1967]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Land Amendment Act 1967, and shall be read together with and deemed part of the Land Act 1948 (hereinafter referred to as the principal Act).

2. Registration of dealings with certain leases and licences—(1) Section 83 of the principal Act (as amended by section 3 (2) of the Land Amendment Act 1961) is hereby further amended by repealing subsections (2) and (3), and substituting the following subsections:

“(2) Subject to the requirements of this Act relating to dealings with any lease or licence, any instrument or notice of any kind which is registrable against a lease under the Land Transfer Act 1952 by virtue of that Act or any other Act shall be registrable in the Land Registry Office against any lease or licence kept in a register under subsection (1) of this section, and may be so registered in the manner prescribed by the Act by virtue of which it is registrable.

“(3) Every such instrument or notice shall,—

“(a) In the case of an instrument or notice of any kind which is registrable against a lease under the Land Transfer Act 1952 by virtue of that Act, be in the form prescribed by that Act; and

“(b) In the case of an instrument or notice of any kind which is registrable against a lease under the Land Transfer Act 1952 by virtue of any other Act, be in the form prescribed by that other Act.

“(3A) Every entry made on any lease or licence in respect of any instrument or notice duly registered against that lease or licence under subsection (2) of this section shall, if purporting to be duly made and signed, be received in all Courts as evidence of the particulars therein set forth, and, against the person originally named in the lease or licence and all persons claiming through or under or in trust for him, shall, until it is lawfully cancelled, be conclusive evidence that any person named in the entry, instrument, or notice is seised or possessed of the estate or interest which purports to be vested in him as registered owner by virtue of that entry and of the instrument or notice in respect of which it is made.”

(2) Every instrument or notice which has been registered before the commencement of this section and would have been registrable if this section had been in force shall be deemed to have been lawfully registered.

(3) Section 3 of the Land Amendment Act 1961 is hereby amended by repealing paragraphs (b) and (c) of subsection (2).

This Act is administered in the Department of Lands and Survey.
