



ANALYSIS

Title.

1. Short Title.

2. Meaning of "farm land".

3. Transactions that do not require consent of Court.

4. Transfers and leases by several owners.

5. Conditional consents.

1955, No. 31

AN ACT to amend the Land Settlement Promotion Act 1952. Title.
[17 October 1955]

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

1. This Act may be cited as the Land Settlement Promotion Amendment Act 1955, and shall be read together with and deemed part of the Land Settlement Promotion Act 1952 (hereinafter referred to as the principal Act). Short Title.
1952, No. 34

2. Section two of the principal Act is hereby amended by adding the following subsection: Meaning of
"farm land".

"(3) For the purposes of this Act an application may be made to the Land Valuation Court for an order declaring whether or not any land is farm land within the meaning of this Act, and the Court may make such an order whether or not there is before the Court any objection or application for consent to a transaction in respect of that land."

Transactions
that do not
require consent
of Court.

3. (1) Section twenty-three of the principal Act is hereby amended by repealing paragraph (k) of subsection three, and substituting the following paragraph:

“(k) Any contract or agreement for the sale or transfer of any estate or interest by or by direction of the Board of Maori Affairs or to that Board:”.

(2) Section twenty-three of the principal Act is hereby further amended by adding the following subsection:

“(4) In subsection three of this section the term ‘transfer’ includes a lease.”

Transfers and
leases by several
owners.

4. Section twenty-four of the principal Act is hereby amended by adding to subsection one the following proviso:

“Provided that nothing in this subsection shall apply in any case where the contract or agreement is a sale or transfer or lease by several persons of several estates or interests in land, unless those persons are owners of those estates or interests as joint tenants or tenants in common.”

Conditional
consents.

5. (1) Section twenty-nine of the principal Act is hereby amended as from the passing of that Act by inserting in subsection one, after the words “consenting to the transaction”, the words “either absolutely or subject to such conditions not inconsistent with the purposes of this Part of this Act as the Committee thinks fit”.

(2) Section twenty-nine of the principal Act is hereby further amended by adding the following subsection:

“(5) Where (whether before or after the commencement of this subsection) the Committee has made an order consenting to the transaction subject to conditions that are to be fulfilled before the completion of the transaction, the District Land Registrar or the Registrar of Deeds shall not register any instrument relating to the transaction unless he is satisfied, by statutory declaration made by a party to the transaction or by notice from the Committee or otherwise, that those conditions have been fulfilled.”