



ANALYSIS

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1965, No. 16

An Act to amend the Property Law Act 1952

[10 September 1965]

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 Property Law Amendment Act 1965, and shall be read together with and deemed part of the Property Law Act 1952 (hereinafter referred to as the principal Act).

2. Restrictions on ground of colour, race, etc., to be void—The principal Act is hereby amended by inserting, after section 33, the following section:

“33A. (1) Any provision in or in connection with any disposition of property (whether oral or in writing) made after the commencement of this section shall be void to the extent that its effect would be to prohibit or restrict the transfer, assignment, letting, subletting, charging, or parting with the possession of the property or any part thereof, by any party to the disposition or his successor in title, to any person by reason only of the colour, race, or ethnic or national origins of that person or of any member of his family.

“(2) For the purposes of this section, the term ‘disposition’ means—

“(a) A sale, lease or letting, sublease or subletting, or licence; or

“(b) A mortgage; or

“(c) An agreement for any such disposition as aforesaid.

“(3) This section shall bind the Crown.”

3. Licence or consent not to be unreasonably withheld—
Section 110 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) For the purposes of this section, a licence or consent shall be treated as unreasonably withheld if it is withheld by reason only of the colour, race, or ethnic or national origins of any person.”

This Act is administered in the Department of Justice.
