



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. Execution of deed by corporation's attorney</p>	<p>3. Relief of lessee against refusal of lessor to grant renewal or assure reversion</p>
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1976, No. 114

An Act to amend the Property Law Act 1952

[9 December 1976]

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 1976, and shall be read together with and deemed part of the Property Law Act 1952 (hereinafter referred to as the principal Act).

2. Execution of deed by corporation's attorney—
 (1) Section 5 of the principal Act is hereby amended by omitting from paragraph (b) the words “and has at the time of execution made a statutory declaration”, and substituting the words “and on which is endorsed or to which is attached a certificate by that person to the effect”.

(2) Section 5 of the principal Act is hereby further amended by omitting from the said paragraph (b) the words “making the declaration”, and substituting the words “giving the certificate”.

(3) Section 5 of the principal Act is hereby further amended by adding the following subsection:

“(2) Every person commits an offence and is liable on summary conviction to a fine not exceeding \$100 who wilfully or negligently signs any certificate for the purposes of this section if the certificate is false in a material respect.”

3. Relief of lessee against refusal of lessor to grant renewal or assure reversion—(1) Section 120 (3) of the principal Act is hereby amended by repealing paragraph (b), and substituting the following paragraphs:

“(b) The lessee is in breach of any such covenant, condition, or agreement, or has failed to give to the lessor notice of his intention to require or to accept a renewal of a lease or a new lease or an assurance of the lessor’s reversion, as the case may be, within the time or in the manner, if any, prescribed by the original lease; and

“(c) The lessor has refused to grant that renewal or that new lease or to assure that reversion, as the case may be,—”.

(2) Section 120 of the principal Act is hereby further amended—

(a) By repealing subsection (6):

(b) By repealing subsection (7A) (as inserted by section 11 (2) of the Property Law Amendment Act 1975).

(3) Section 11 of the Property Law Amendment Act 1975 is hereby consequentially repealed.

This Act is administered in the Department of Justice.
