

LAND VALUATION PROCEEDINGS AMENDMENT BILL

EXPLANATORY NOTE

THIS Bill amends the Land Valuation Proceedings Act 1948.

Clause 1 relates to the Short Title.

Clause 2: Section 13 of the principal Act provides that in proceedings under that Act the presence of a Judge of the Administrative Division of the Supreme Court and of at least one of the additional members of that Division shall be necessary to constitute a sitting of the Court.

This clause enables a Judge alone to deal with certain matters. These are—

- (a) Interlocutory matters arising in the course of any proceedings.
- (b) Orders that are not opposed.
- (c) Proceedings which the parties agree should be dealt with by a Judge alone.
- (d) Proceedings where the matter in issue is substantially a question of law only.
- (e) Applications for an order directing hearing before a Judge alone on the ground that the matter in issue is substantially a question of law only.
- (f) Applications for leave to appeal to the Court of Appeal.

Hon. Mr Riddiford

LAND VALUATION PROCEEDINGS AMENDMENT

ANALYSIS

Title	1. Short Title 2. Quorum and decisions of Court
-------	--

A BILL INTITULED

An Act to amend the Land Valuation Proceedings Act 1948

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

1. **Short Title**—This Act may be cited as the Land Valuation Proceedings Amendment Act 1970, and shall be read together with and deemed part of the Land Valuation Proceedings Act 1948* (hereinafter referred to as the
10 principal Act).

2. **Quorum and decisions of Court**—Section 13 of the principal Act (as substituted by section 7 of the Land Valuation Proceedings Amendment Act 1968) is hereby amended by adding the following subsection:

15 “(4) Notwithstanding anything in the foregoing provisions of this section, a Judge of the Administrative Division sitting alone shall have jurisdiction to make any of the following orders:

20 “(a) An order on any application made in the course of any proceedings:

*Reprinted, 1968, Vol. 2, p. 1595

2 *Land Valuation Proceedings Amendment*

- “(b) An order which is not opposed:
- “(c) An order in any proceedings which the parties agree should be heard and determined by a Judge alone:
- “(d) An order in any proceedings where the matter in issue is substantially a question of law only: 5
- “(e) An order made on the application of any party directing that any proceedings should be heard and determined by a Judge alone on the ground that the matter in issue is substantially a question of law only: 10
- “(f) An order granting the leave of the Court to appeal to the Court of Appeal.”