

LAND VALUATION PROCEEDINGS AMENDMENT BILL

EXPLANATORY NOTE

THIS Bill amends the Land Valuation Proceedings Act 1948.

It gives effect to a recommendation of the Supreme Court Procedure Revision Committee, which is at present reviewing the Code of Civil Procedure, that Land Valuation Committees be reconstituted with independent status as inferior tribunals, instead of being in effect subsidiaries of the Administrative Division of the Supreme Court.

The tribunals will perform all the existing functions of the Land Valuation Committees, and will exercise primary jurisdiction in all matters, except those where provision is made for applications to be heard in the first instance by the Administrative Division of the Supreme Court.

Clause 1 relates to the Short Title and commencement. The Act will come into force on 1 September 1977.

Clause 2 re-enacts in an amended form section 19 of the principal Act, relating to the establishment of Land Valuation Committees, which at present are to comprise not more than 3 members.

The new section 19 provides that every Land Valuation Tribunal must comprise 3 members, of whom one, who must be a Magistrate, is to be appointed Chairman, and of the other 2 one at least must be a valuer registered under the Valuers Act 1948.

Subsection (7) is a new provision, providing certain cases where the Magistrate may act alone.

Subject to these changes, the new section 19 is in substantially the same form as the present section with consequential amendments.

Clause 3 substitutes a new section for section 21 of the principal Act, which relates to the filing of claims and other matters.

The new section provides that every claim, objection, application, or other proceeding is to be filed in the appropriate office of the Magistrate's Court (as defined in an amendment to section 2 of the principal Act appearing in Part I of the Schedule to the Bill), instead of in the Supreme Court. Subject to this, the new section re-enacts the existing provisions with only consequential amendments.

Clause 4 re-enacts with consequential amendments the existing section 22 of the principal Act, which at present requires proceedings filed in the Supreme Court to be referred to a Land Valuation Committee. The new section 22 requires proceedings filed in a Magistrate's Court to be referred to the appropriate Land Valuation Tribunal. Provision is included for a reference direct to the Administrative Division with the consent of the parties and the leave of the Tribunal, or of the Administrative Division if the Tribunal refuses leave.

No. 153—1

Clause 5 amends section 31 (1) of the principal Act, which provides that a local authority may appoint an additional member of a Land Valuation Committee (now to be called a Tribunal) to act as a member when objections to valuations of property situated in the district of the local authority are being heard and determined.

This clause makes it clear that a member so appointed may act as a member of a Tribunal only in the case of objections to valuations made under the Valuation of Land Act 1951 or under Part II of the Rating Act 1967 (relating to annual values).

Clause 6 provides for consequential amendments, repeals, and savings provisions.

Hon. Mr Thomson

LAND VALUATION PROCEEDINGS AMENDMENT

ANALYSIS

Title

1. Short Title and commencement
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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 and commencement**—(1) This Act may be cited as the Land Valuation Proceedings Amendment Act 1976, and shall be read together with and deemed part of the Land Valuation Proceedings Act 1948* (hereinafter
10 referred to as the principal Act).

(2) This Act shall come into force on the 1st day of September 1977.

2. **Land Valuation Tribunals**—The principal Act is hereby amended by repealing section 19, and substituting
15 the following section:

*Reprinted 1968, Vol. 2, p. 1595
Amendment: 1970, No. 25

“19. (1) For the purposes of this Act, there shall be established such number of Land Valuation Tribunals as the Governor-General in Council thinks necessary. Every Land Valuation Tribunal shall be given such distinctive name as the Governor-General in Council determines, and any such name may from time to time be changed by the Governor-General in Council. 5

“(2) Every Land Valuation Tribunal shall consist of—

“(a) One member, being a Magistrate, who shall be appointed as Chairman of the Tribunal: 10

“(b) Two other members, one or both of whom shall be valuers registered under the Valuers Act 1948.

“(3) The members of a Tribunal shall be appointed by the Governor-General and shall hold office during the pleasure of the Governor-General. 15

“(4) There shall be paid out of money appropriated by Parliament for the purpose to the members of any Land Valuation Tribunal remuneration by way of fees, salary, or allowances and travelling allowances and expenses in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly as if the Tribunal were a statutory Board within the meaning of that Act. 20

“(5) The quorum at sittings of the Tribunal shall be 2 members, including the Chairman or his deputy or another Magistrate acting under subsection (9) of this section. 25

“(6) At every meeting of the Tribunal the Chairman shall have a deliberative vote and, in the case of an equality of votes, shall also have a casting vote.

“(7) Notwithstanding anything in the foregoing provisions of this section, the Magistrate who is the Chairman of the Tribunal sitting alone shall have jurisdiction to make any of the following orders: 30

“(a) An order on any application made in the course of any proceedings: 35

“(b) An order which is not opposed:

“(c) An order in any proceedings which the parties agree should be heard and determined by the Magistrate alone:

“(d) An order in any proceedings where the matter in issue is substantially a question of law only: 40

“(e) An order made on the application of any party directing that any proceedings should be heard and determined by the Magistrate alone on the ground that the matter in issue is substantially a question of law only. 45

“(8) The Governor-General may from time to time appoint any person to be the deputy of any member of any Land Valuation Tribunal (being a person who is qualified to be appointed as the member whose deputy he is). The deputy
5 of any member shall have authority to act as a member of the Tribunal in the event of the absence from any meeting of the member whose deputy he is, and while so acting shall be deemed to be a member of the Tribunal and, in the case of
10 the deputy of the Chairman, to be the Chairman of the Tribunal.

“(9) In any case where the Chairman of the Tribunal is prevented by illness or any other cause from acting in his office, any Magistrate may act in his place, and while so acting shall have all the powers and may perform all the
15 functions of the Chairman.

“(10) The fact that any Magistrate acts in accordance with subsection (9) of this section shall be conclusive evidence of his authority to do so; and no acts done by him as Chairman, whether together with any other member of the Tribunal or
20 not, and no acts done by the Tribunal while he is acting as such, shall in any proceedings be questioned on the ground that the occasion for his so acting had not arisen or had ceased.

“(11) Any person may be appointed to hold office concurrently as a member or deputy member of 2 or more Land Valuation Tribunals.

“(12) In the event of the sickness or other incapacity of any member of a Land Valuation Tribunal, the Governor-General may appoint any person (being a person who is
30 qualified to be appointed to the office of that member) to act in the place of that member during his incapacity.

“(13) Every Land Valuation Tribunal shall, within the scope of its jurisdiction, be deemed to be a Commission under the Commissions of Inquiry Act 1908, and, subject to this
35 Act and to any rules or regulations made under this Act, all the provisions of that Act shall apply accordingly.

“(14) The procedure of a Land Valuation Tribunal shall, subject to this Act and to any rules or regulations made under this Act, be such as that Tribunal thinks fit.”

40 **3. Filing of claims and other matters**—The principal Act is hereby further amended by repealing section 21, and substituting the following section:

“21. (1) Subject to subsection (2) of this section, every claim, objection, application, or other proceeding shall be filed in the appropriate office of the Magistrate’s Court.

“(2) Every objection to a valuation made by the Valuer-General shall be lodged with the Valuer-General. Where under the provisions of the Valuation of Land Act 1951 the Valuer-General files in a Magistrate’s Court a list of objections to be determined by the Land Valuation Tribunal, he shall also file therewith a copy of every objection set out in the list.

“(3) Every claim, objection, application, or other proceeding shall contain or be accompanied by such particulars, information, or documents as may be prescribed or as may be required by the Land Valuation Tribunal.

“(4) Any claim, objection, application, or other proceeding may be amended by the Land Valuation Tribunal of its own motion or on the application of any person interested in the proceedings, at any time before the proceedings are finally determined, and upon or subject to such conditions as the Tribunal thinks fit.”

4. Proceedings to be referred to Land Valuation Tribunal—

The principal Act is hereby further amended by repealing section 22, and substituting the following section:

“22. (1) As soon as conveniently may be after the filing of any claim, objection, application, or other proceeding, the Registrar of the Magistrate’s Court in whose office the claim, objection, application, or other proceeding has been filed shall refer the matter to the appropriate Land Valuation Tribunal to be dealt with by that Tribunal in accordance with the provisions of this Act.

“(2) Notwithstanding anything in this Act or in any other Act, where under this Act or any other Act any claim, objection, application, or other proceeding is to be referred to and dealt with by a Land Valuation Tribunal, then, with the leave of the Tribunal and the consent of all the parties to the claim, objection, application, or other proceeding, the matter may be referred to and dealt with by the Court:

“Provided that if the Tribunal refuses leave to refer the claim, objection, application, or other proceeding to the Court, the Court may grant such leave.

“(3) Where pursuant to subsection (2) of this section any claim, objection, application, or other proceeding is referred to the Court, then, unless the context otherwise requires, the

Act pursuant to which the claim, objection, application, or other proceeding is made or held shall have effect, with the necessary modifications, in relation to that claim, objection, application, or other proceeding as if every reference therein

5 to a Land Valuation Tribunal were a reference to the Court.
“(4) Where under subsection (2) of this section any claim, objection, application, or other proceeding is determined by the Court, the decision of the Court shall be final.”

10 **5. Local authority may appoint member of Land Valuation Tribunal**—Section 31 (1) of the principal Act is hereby amended by inserting, after the words “situated in the district of the local authority”, the words “made under section 19 of the Valuation of Land Act 1951 or under Part II of the Rating Act 1967”.

15 **6. Amendments, repeals, and transitional provisions—**
(1) The principal Act is hereby further amended in the manner indicated in Part I of the Schedule to this Act.

(2) The Public Works Act 1928 is hereby amended in the manner indicated in Part II of the Schedule to this Act.

20 (3) The Land Act 1948 is hereby amended in the manner indicated in Part III of the Schedule to this Act.

(4) The Valuation of Land Act 1951 is hereby amended in the manner indicated in Part IV of the Schedule to this Act.

25 (5) The Land Settlement Promotion and Land Acquisition Act 1952 is hereby amended in the manner indicated in Part V of the Schedule to this Act.

(6) The enactments specified in Part VI of the Schedule to this Act are hereby amended in the manner indicated in that Part.

30 (7) Every reference to a Land Valuation Committee in any enactment in force at the commencement of this Act (other than an enactment specified in the Schedule to this Act), or in any regulation, rule, order, agreement, deed, instrument, application, notice, licence, or other document
35 whatsoever in force at the commencement of this Act shall, after the commencement of this Act, be read as a reference to a Land Valuation Tribunal.

40 (8) Section 53 of the Servicemen’s Settlement and Land Sales Act 1943 (as continued in force for the purposes of Part X of the Land Act 1948) shall have effect for the purposes of that Part as if for the words “Land Valuation

Committee” in subsections (1) and (2) and for the word “Committee” in subsection (2) (d) there were substituted in each case the words “Land Valuation Tribunal”.

(9) The following enactments are hereby repealed:

(a) So much of the Second Schedule to the Fees and Travelling Allowances Act 1951 as relates to section 19 (3) of the principal Act: 5

(b) Section 3 (1) of the Land Settlement Promotion and Land Acquisition Amendment Act 1963:

(c) The Land Valuation Proceedings Amendment Act 1965: 10

(d) Sections 9 (1) and 10 of the Land Valuation Proceedings Amendment Act 1968, so much of the First Schedule as relates to sections 21, 28, 33, and 38 of the principal Act, and so much of the Second Schedule as relates to the following enactments: 15

(i) Sections 49 (1), 53, 54, 56 (1), 90 (1), 91 (c), 98, 101, and 230 (2) of the Public Works Act 1928 and the Third Schedule to that Act:

(ii) Section 64 (1) of the Statutes Amendment Act 1939: 20

(iii) Section 4 (5) (a) of the Public Works Amendment Act 1947:

(iv) The Maori Purposes Act 1949:

(v) Sections 5 and 14 of the Land Settlement Promotion and Land Acquisition Act 1952: 25

(vi) The Maori Affairs Act 1953:

(vii) The Public Works Amendment Act 1954.

(10) Every Land Valuation Committee established at the commencement of this Act shall be deemed to be a Land Valuation Tribunal established under section 19 of the principal Act (as substituted by section 2 of this Act), having the same name as that Committee with the substitution of the word “Tribunal” for the word “Committee” in that name, and the members thereof shall continue in office as members of the Tribunal as if they had been appointed as such under the said section 19: 30 35

Provided that where any such Committee comprised more than 1 member and no member was a valuer registered under the Valuers Act 1948, a valuer so registered shall be appointed under section 19 of the principal Act (as so substituted) as a member of the corresponding Tribunal, either as an additional member in the case of a Committee that comprised 2 members 40

or in substitution for one of the members (other than the Chairman) in the case of a Committee that comprised 3 members.

5 (11) Every claim, objection, application, or other proceeding pending before a Land Valuation Committee at the commencement of this Act may be continued after the commencement of this Act as if it were pending before the corresponding Land Valuation Tribunal.

10 (12) Every appeal to the Court pending at the commencement of this Act from a final order of a Land Valuation Committee may be determined after the commencement of this Act as if it were a final order of the corresponding Land Valuation Tribunal.

15 (13) Subject to section 26 of the principal Act (which relates to appeals to the Court), every award or order made by a Land Valuation Committee before the commencement of this Act shall after the commencement of this Act continue in force and have effect according to its tenor as if it were an
20 Tribunal.

8 *Land Valuation Proceedings Amendment*

Section 6 (1)-(6)

SCHEDULE

ENACTMENTS AMENDED

Part I—Amendments of Principal Act

Section of Principal Act Amended	Amendment
<p>Section 2</p>	<p>By inserting, after the definition of the term "additional member" (as inserted by section 4 of the Land Valuation Proceedings Amendment Act 1968), the following definition:</p> <p> "Appropriate office of the Magistrate's Court', in relation to any claim, objection, application, or other matter, means the office of that Court in the town in which is situated the office of the Supreme Court nearest to the place where the land to which the claim, objection, application, or other matter relates is situated:".</p> <p>By repealing the definition of the term "Land Valuation Committee", and substituting the following definition:</p> <p> "Land Valuation Tribunal' or 'Tribunal' means a Land Valuation Tribunal established under this Act; and 'the Land Valuation Tribunal' or 'Tribunal', when used in relation to any land, claim, objection, application, or other matter, means the particular Land Valuation Tribunal to which any claim, objection, application, or other matter arising under this Act and relating to that land or to which that claim, objection, application, or other matter has been referred:".</p>
<p>Section 16</p>	<p>By repealing this section, and substituting the following section:</p> <p> "16. Court may exercise powers and functions of Land Valuation Tribunal— It shall not only be the duty of the Court to sit as a judicial body for the determination of appeals and other matters formally submitted to it, but pursuant to section 22 (2) of this Act it may also exercise any power or function of a Land Valuation Tribunal."</p>

SCHEDULE—continued

ENACTMENTS AMENDED—continued

Part I—Amendments of Principal Act—continued

Section of Principal Act Amended	Amendment
Section 20	By omitting the word "Committee", and substituting the word "Tribunal".
Section 23	By omitting from subsections (1), (2), (3), and (4) the word "Committee" wherever it occurs, and substituting in each case the word "Tribunal".
Section 24	By repealing this section.
Section 25	By omitting from subsection (1) the word "Committee", and substituting the word "Tribunal".
Section 26	By repealing subsection (2).
	By omitting from subsection (1) the word "Committee", and substituting the word "Tribunal".
	By repealing subsection (2A) (as substituted by section 11 (1) of the Land Valuation Proceedings Amendment Act 1968), and substituting the following subsection: "(2A) Every application for an extension of time within which to appeal to the Court from a final order of a Land Valuation Tribunal or from any part thereof may be made either before or after the prescribed time for appeal."
	By repealing subsection (3).
	By omitting from subsection (4) and from subsection (5) (as added by section 11 (2) of the Land Valuation Proceedings Amendment Act 1968) the words "or review".
	By omitting from subsection (4) the word "Committee" in both places where it occurs, and substituting in each case the word "Tribunal".
	By inserting, after subsection (4), the following subsection: "(4A) The Tribunal may of its own motion state a case for the opinion of the Court on any question of law arising in proceedings before the Tribunal."
	By repealing subsection (1).
Section 27 (as substituted by section 12 of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsection (2) the word "Committee", and substituting the word "Tribunal".

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part I—Amendments of Principal Act—continued*

Section of Principal Act Amended	Amendment
Section 28	By omitting from subsection (1) (as amended by section 13 (1) of the Land Valuation Proceedings Amendment Act 1968) the words “the Court” in both places where they occur, and substituting in each case the words “a Land Valuation Tribunal”.
Section 31	By omitting from subsections (1), (3), and (5) the word “Committee”, and substituting in each case the word “Tribunal”.
Section 33 (as amended by section 13 (1) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from subsection (1) the words “the Court”, and substituting the words “Land Valuation Tribunals generally or any specified Land Valuation Tribunal”.</p> <p>By omitting from subsection (2) the words “the Court, be referred to and heard and determined by that Court”, and substituting the words “a Land Valuation Tribunal, be referred to and heard by that Tribunal”.</p> <p>By omitting from subsection (3) the words “the Court” in both places where they occur, and substituting in each case the words “a Land Valuation Tribunal”.</p> <p>By repealing subsection (4), and substituting the following subsection: “(4) Subject to this Act and to any rule or regulation made thereunder and to any Order in Council under subsection (1) of this section, the procedure of the Land Valuation Tribunal in any proceedings to which this section relates shall be such as the Tribunal thinks fit, and, subject to section 26 of this Act, every order of the Tribunal in any such proceedings shall bind the parties thereto and there shall be no appeal therefrom.”</p> <p>By omitting from subsection (5) the words “the Court” where they first occur, and substituting the words “a Tribunal”.</p> <p>By omitting from subsection (5) the words “the Court” in both places where they subsequently occur, and substituting in each case the words “the Tribunal”.</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part I—Amendments of Principal Act—continued

Section of Principal Act Amended	Amendment
Section 34	By omitting from subsections (1) and (2) the word "Committee" wherever it occurs, and substituting in each case the word "Tribunal".
Section 35	By omitting from the proviso to subsection (2) the word "Court", and substituting the word "Tribunal".
Section 36	By omitting from subsection (1) the words "the Court or a Land Valuation Committee", and substituting the words "a Land Valuation Tribunal or of any appeal before the Court".
Section 37	By omitting from subsection (1) the words "(subject to the control of the Court) every Land Valuation Committee", and substituting the words "every Land Valuation Tribunal".
Section 37A (as inserted by section 2 of the Land Valuation Proceedings Amendment Act 1967)	By omitting from subsection (2) the word "Committee" in both places where it occurs, and substituting in each case the word "Tribunal".
Section 38	By omitting from subsection (1) the word "Committee", and substituting the word "Tribunal".
Section 38	By repealing this section, and substituting the following section: "38. Enforcement of orders —For the purpose of enforcing any order of a Land Valuation Tribunal (other than an award on a claim for compensation under the Public Works Act 1928), a copy of the order signed by the Magistrate who is the Chairman of the Tribunal may be filed upon payment of such fee as may be prescribed in any office of the Supreme Court or of a Magistrate's Court, as the Tribunal directs, whereupon the order shall have the effect of a judgment of the Supreme Court or of the Magistrate's Court, as the case may be, and may be enforced accordingly."
Section 39	By omitting the word "Committee", and substituting the word "Tribunal".

SCHEDULE—continued

ENACTMENTS AMENDED—continued

Part II—Amendments of Public Works Act 1928

(Reprinted, 1975, Vol. 3, p. 2283)

Section Amended	Amendment
Section 48A (as inserted by section 15 of the Land Valuation Proceedings Amendment Act 1968)	By inserting, after this section, the following section: “48B. Land Valuation Tribunal —In this Part of this Act the expression ‘Land Valuation Tribunal’ or ‘Tribunal’ means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and the expression ‘the Land Valuation Tribunal’ or ‘the Tribunal’, when used in relation to any land or transaction, means the particular Land Valuation Tribunal to which any matter arising under this Act and relating to that land or transaction has been made or referred.”
Section 49 (as amended by the said section 15)	By omitting from subsection (1) the words “the Court within the meaning of this Part of this Act”, and substituting the words “the Land Valuation Tribunal”. By omitting from subsection (2) the word “Court”, and substituting the word “Tribunal”.
Section 52	By omitting the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.
Section 53 (as amended by the said section 15)	By omitting from paragraph (a) the words “office of the Supreme Court”, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”. By omitting from paragraph (b) the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.
Section 54 (as amended by the said section 15)	By omitting from subsection (1) the word “Court” where it first occurs, and substituting the words “Land Valuation Tribunal”. By omitting from subsection (1) the word “Court” where it secondly occurs, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”. By omitting from subsection (2) the word “Court” in the 3 places where it occurs, and substituting in each case the word “Tribunal”.

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part II—Amendments of Public Works Act 1928—continued

Section Amended	Amendment
Section 56 (as amended by the said section 15)	By omitting from subsection (1) the words "the Court", and substituting the words "the Land Valuation Tribunal".
Section 74	By omitting from subsections (1) and (2) the word "Court", and substituting in each case the words "Land Valuation Tribunal".
Section 81	By omitting from subsection (1) the word "Court" in the 3 places where it occurs, and substituting in each case the words "Land Valuation Tribunal".
Section 86	By omitting the word "Court", and substituting the words "Land Valuation Tribunal".
Section 87	By omitting the word "Court" in both places where it occurs, and substituting in each case the words "Land Valuation Tribunal".
Section 90 (as amended by the said section 15)	By repealing subsection (1), and substituting the following subsection: "(1) The Land Valuation Tribunal shall make its Award in writing, which shall be drawn up and signed by the Magistrate who is the Chairman of the Tribunal as soon as conveniently may be after the making thereof, and the Magistrate shall deliver or transmit the same to the Registrar of the Supreme Court in the town where the Magistrate's Court in which the proceedings were filed is situated, to be by him filed in that Court."
Section 91 (as amended by the said section 15)	By omitting from subsection (2) the word "Court" in both places where it occurs, and substituting in each case the word "Tribunal".
Section 91 (as amended by the said section 15)	By omitting from paragraph (a) the words "the Court", and substituting the words "the Land Valuation Tribunal".
Section 91 (as amended by the said section 15)	By omitting from paragraph (c) the words "the Court under this Part of this Act" in both places where they occur, and substituting in each case the words "the Tribunal".
Section 94	By omitting from subsection (1) the word "Court", and substituting the words "Land Valuation Tribunal".

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part II—Amendments of Public Works Act 1928—continued*

Section Amended	Amendment
Section 95	By omitting from subsection (1) the word "Court" in both places where it occurs, and substituting in each case the words "Land Valuation Tribunal".
Section 96	By omitting the word "Court", and substituting the words "Land Valuation Tribunal".
Section 98 (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968)	By omitting the words "the Court" in the 3 places where they occur, and substituting in each case the words "the Land Valuation Tribunal".
Section 101 (as amended by the said section 15)	By omitting the words "the Court", and substituting the words "the Land Valuation Tribunal".
Section 230 (as amended by the said section 15)	By omitting from subsection (2) the words "office of the Supreme Court", and substituting the words "appropriate office of the Magistrate's Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)".
Third Schedule (as amended by the said section 15)	By omitting from the heading to the form of notice the word "Court", and substituting the words "Land Valuation Tribunal".
	By omitting the words "To the Registrar of the Supreme Court", and substituting the words "To the Registrar of the Magistrate's Court at"
	By omitting the words "the Court under Part III of the Public Works Act 1928", and substituting the words "a Land Valuation Tribunal under Part III of the Public Works Act 1928".

SCHEDULE—continued

ENACTMENTS AMENDED—continued

Part III—Amendments of Land Act 1948

(Reprinted, 1972, Vol. 2, p. 1557)

Section Amended	Amendment
Section 2	<p>By inserting, after the definition of the terms "Land Settlement Board" or "Board", the following definition:</p> <p>"'Land Valuation Tribunal' or 'Tribunal' means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and 'the Land Valuation Tribunal, or 'the Tribunal', when used in relation to any land, means the particular Land Valuation Tribunal to which any application or appeal or other matter arising under this Act and relating to that land has been made or referred:".</p>
Section 47 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from subsection (3) the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".</p>
Section 67 (as amended by section 3 of the Land Amendment Act 1962 and by the said section 2 (4))	<p>By omitting from subsection (4) the words "the Administrative Division of the Supreme Court" in both places where they occur, and substituting in each case the words "the Land Valuation Tribunal".</p>
Section 87A (as inserted by section 11 of the Land Amendment Act 1965 and amended by the said section 2 (4))	<p>By omitting from subsection (1) the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".</p> <p>By omitting from subsection (1) the words "nearest office of the Court in the district in which the land is situated", and substituting the words "appropriate office of the Magistrate's Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)".</p> <p>By omitting from subsection (2) the words "the Court or any Land Valuation Committee", and substituting the words "the Land Valuation Tribunal".</p> <p>By omitting from subsection (3) "the Land Valuation Committee to which the appeal is referred", and substituting the words "the Land Valuation Tribunal".</p> <p>By omitting from subsection (3) the words "the Committee", and substituting the words "the Tribunal".</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*Part III—Amendments of Land Act 1948—*continued*

Section Amended	Amendment
Section 87A (as inserted by section 11 of the Land Amendment Act 1965 and amended by the said section 2 (4)— <i>continued</i>)	By omitting from subsection (4) the words “the Land Valuation Committee or the Administrative Division of the Supreme Court”, and substituting the words “the Land Valuation Tribunal”.
Section 123 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from subsection (1) the words “the Administrative Division of the Supreme Court” in both places where they occur, and substituting in each case the words “the Land Valuation Tribunal”.</p> <p>By omitting from subsection (1) the words “nearest office of the Court in the district in which the land is situated”, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”.</p> <p>By omitting from subsection (2) the words “Land Valuation Committee to which the application is referred”, and substituting the words “Land Valuation Tribunal”.</p> <p>By omitting from subsection (2) the words “the Committee”, and substituting the words “the Tribunal”.</p> <p>By omitting from the first proviso to subsection (2) (as substituted by section 7 (2) of the Land Act 1970) the word “Committee”, and substituting the word “Tribunal”.</p>
Section 124 (as amended by the said section 2 (4))	<p>By omitting from subsection (1) and also from subsection (2) (a) the words “sealing of the order of the Administrative Division of the Supreme Court”, and substituting in each case the words “making of the order of the Land Valuation Tribunal”.</p> <p>By omitting from subsections (1) and (2) (a) the words “that Court”, and substituting in each case the words “the Tribunal”.</p>
Section 132 (as amended by the said section 2 (4))	By omitting from paragraphs (c) and (d) of subsection (1) (as substituted by section 10 of the Land Amendment Act 1970) the words “Administrative Division of the Supreme Court”, and substituting in each case the words “Land Valuation Tribunal”.

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part III—Amendments of Land Act 1948—continued

Section Amended	Amendment
Section 132A (as inserted by section 11 of the Land Amendment Act 1970)	By omitting from subsection (2) the words "Administrative Division of the Supreme Court", and substituting the words "Land Valuation Tribunal".
Section 133 (as substituted by section 12 (1) of the Land Amendment Act 1970)	By omitting from subsection (1) the words "Administrative Division of the Supreme Court", and substituting the words "Land Valuation Tribunal". By omitting from subsection (1) the words "nearest office of the Court in the district in which the land is situated", and substituting the words "appropriate office of the Magistrate's Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)". By omitting from subsection (1) the words "the Court", and substituting the words "the Tribunal". By omitting from subsection (2) the words "Land Valuation Committee to which the application is referred", and substituting the words "Land Valuation Tribunal". By omitting from subsection (2) the words "the Committee", and substituting the words "the Tribunal". By omitting from the first proviso to subsection (2) the word "Committee", and substituting the word "Tribunal".
Section 134	By omitting from subsection (1) the word "sealing", and substituting the word "making".
Section 137 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (2) the words "the Administrative Division of the Supreme Court", and substituting in each case the words "the Land Valuation Tribunal". By omitting from subsection (1) the words "the Court", and substituting the words "the Tribunal".
Section 140 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (3) the words "the Administrative Division of the Supreme Court", and substituting in each case the words "the Land Valuation Tribunal".

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*Part III—Amendments of Land Act 1948—*continued*

Section Amended	Amendment
Section 140 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)— <i>continued</i>	By omitting from subsection (1) the words "nearest office of the Court in the district in which the land is situated", and substituting the words "appropriate office of the Magistrate's Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)".
	By omitting from subsection (2) the words "the Court or any Land Valuation Committee", and substituting the words "the Tribunal".
Section 141	By omitting from subsection (2) the word "Court", and substituting the words "Land Valuation Tribunal".
Section 142 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsection (2) the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".
Section 156 (as inserted by section 16 of the Land Amendment Act 1951 and amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsection (2) the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".
Section 157 (as inserted by section 17 of the Land Amendment Act 1951 and amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (3) the words "the Administrative Division of the Supreme Court", and substituting in each case the words "the Land Valuation Tribunal".
	By omitting from subsection (2) the words "nearest office of the Court in the district in which the land is situated", and substituting the words "appropriate office of the Magistrate's Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)".
Section 158 (as inserted by section 18 of the Land Amendment Act 1951 and amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (2) the word "Court", and substituting in each case the words "Land Valuation Tribunal".
Section 159 (as inserted by section 19 of the Land Amendment Act 1951)	By omitting the word "Court", and substituting the words "Land Valuation Tribunal".

SCHEDULE—continued

ENACTMENTS AMENDED—continued

Part IV—Amendments of Valuation of Land Act 1951

(Reprinted, 1970, Vol. 3, p. 2615)

Section Amended	Amendment
Section 2	<p>By inserting, after the definition of the term "land", the following definition:</p> <p>"'Land Valuation Tribunal' or 'Tribunal' means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and 'the Land Valuation Tribunal' or 'Tribunal', when used in relation to any objection, means the particular Land Valuation Tribunal to which the objection has been referred."</p>
Section 3 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from subsections (1) and (2) the words "the Administrative Division of the Supreme Court", and substituting in each case the words "the Land Valuation Tribunal".</p>
Section 20 (as amended by the said section 2 (4))	<p>By omitting from subsections (1), (2), (3), and (5) the words "the Administrative Division of the Supreme Court" wherever they occur, and substituting in each case the words "a Land Valuation Tribunal".</p> <p>By adding the following subsections:</p> <p>"(6) The presence of at least the Chairman and a registered valuer who is a member of the Tribunal shall be necessary to constitute a sitting of the Tribunal.</p> <p>"(7) The onus of proof on any objection shall rest with the objector."</p>
Section 21	<p>By repealing this section, and substituting the following section:</p> <p>"21. List of objections to be made—</p> <p>The Valuer-General shall from time to time prepare and file in the office of the Magistrate's Court in which, pursuant to section 21 of the Land Valuation Proceedings Act 1948, the objections are required to be filed a list of objections to be determined by a Land Valuation Tribunal, and the Chairman of the Tribunal to which those objections are referred shall enter all decisions given by the Tribunal</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part IV—Amendments of Valuation of Land Act 1951—continued

Section Amended	Amendment
Section 21— <i>continued</i>	in that list and shall initial all such entries. Except in the case of entries against which an appeal is lodged, the Valuer-General shall correct the roll from that list accordingly."
Section 22 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".
Section 23	By repealing this section.
Section 24	By omitting the word "Committee", and substituting the word "Tribunal".
Section 35 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting the words "the Administrative Division of the Supreme Court" where they first occur, and substituting the words "a Land Valuation Tribunal". By inserting in paragraph (a), after the words "14 days after", the words "the making of the order of the Tribunal or, in the event of an appeal,".
Section 36 (as amended by the said section 2 (4))	By inserting in subsection (1), after the words "is fixed by", the words "a Land Valuation Tribunal or, in the event of an appeal, by". By omitting from subsection (2) the words "the Administrative Division of the Division of the Supreme Court he may within 14 days after the sealing of the order of the Administrative Division of the Supreme Court", and substituting the words "a Land Valuation Tribunal or, in the event of an appeal, by the Administrative Division of the Supreme Court, he may within 14 days after the making of the order of the Tribunal or, as the case may be, the sealing of the order of the Administrative Division".
Section 41 (as substituted by section 6 of the Valuation of Land Amendment Act (No. 2) 1970)	By omitting from subsection (6) the words "the Administrative Division of the Supreme Court", and substituting the words "a Land Valuation Tribunal".

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952

(*Reprinted, 1969, Vol. 3, p. 2235*)

Section Amended	Amendment
Section 2 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from the definition of the term "farm land" in subsection (1) the words "Land Valuation Committee or, as the case may be, of the Administrative Division of the Supreme Court", and substituting the words "Land Valuation Tribunal".</p> <p>By omitting from the proviso to that definition the words "the Committee or, as the case may be, of the Court", and substituting the words "the Tribunal".</p> <p>By repealing the definition of the term "Land Valuation Committee" in subsection (1), and substituting the following definition:</p> <p style="padding-left: 40px;">"Land Valuation Tribunal' or 'Tribunal' means a Land Valuation Tribunal established under the Land Valuations Proceedings Act 1948; and the expression 'the Land Valuation Tribunal' or 'the Tribunal', when used in relation to any land or transaction, means the particular Land Valuation Tribunal to which any application or matter arising under this Act and relating to that land or transaction has been made or referred."</p> <p>By omitting from subsection (2) (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968) the words "the Administrative Division of the Supreme Court", and substituting the words "a Land Valuation Tribunal".</p> <p>By omitting from subsection (3) (as added by section 2 of the Land Settlement Promotion and Land Acquisition Amendment Act 1955 and amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968) the words "The Administrative Division of the Supreme Court", and substituting the words "a Land Valuation Tribunal".</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued*

Section Amended	Amendment
Section 2 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)— <i>continued</i>	By omitting from the said subsection (3) the words “the Court” in both places where they occur, and substituting in each case the words “the Tribunal”.
Section 3	By omitting from the first proviso to subsection (1) the words “the Committee or the Court”, and substituting the words “the Land Valuation Tribunal”.
Section 5	By omitting from subsection (5) the words “the Committee or, as the case may be, the Court”, and substituting the words “the Land Valuation Tribunal”.
Section 6	By omitting from paragraphs (a) and (d) of subsection (4) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the office of the Supreme Court”, and substituting in each case the words “the office of the Magistrate’s Court in which, pursuant to section 21 of the Land Valuation Proceedings Act 1948, the objection is required to be filed”. By omitting from subsection (4) (c) (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968) the words “the Administrative Division of the Supreme Court”, and substituting the words “the Land Valuation Tribunal”.
Section 7	By repealing this section, and substituting the following section: “6. Hearing of objection —Subject to section 22 (2) of the Land Valuation Proceedings Act 1948, every such objection shall be heard and determined by the Land Valuation Tribunal.”
Section 8 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (2) the words “the Administrative Division of the Supreme Court”, and substituting in each case the words “the Land Valuation Tribunal”.

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued

Section Amended	Amendment
Section 9 (as amended by the said section 2 (4))	<p>By omitting from subsection (2) the words “the Administrative Division of the Supreme Court”, and substituting the words “the Land Valuation Tribunal”.</p> <p>By omitting from the proviso to subsection (3) the word “Court” in the 3 places where it occurs, and substituting in each case the word “Tribunal”.</p> <p>By adding the following subsection: “(5) Subject to section 22 (2) of the Land Valuation Proceedings Act 1948, every claim for such compensation shall be heard and determined by the Land Valuation Tribunal.”</p>
Section 10	<p>By omitting from subsection (2) the words “office of the Court nearest to the land to which the claim relates”, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”.</p> <p>By omitting from subsection (4) the word “Court”, and substituting the words “Land Valuation Tribunal”.</p>
Section 11	<p>By omitting the words “Every order of the Court”, and substituting the words “Subject to the right of appeal conferred by section 26 of the Land Valuation Proceedings Act 1948, every order of the Land Valuation Tribunal”.</p>
Section 12	<p>By omitting from subsection (3) the words “office of the Court nearest to the land to which the notice relates”, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”.</p> <p>By omitting from subsection (5) the word “Court”, and substituting the words “Land Valuation Tribunal”.</p>
Section 13	<p>By omitting the word “Court”, and substituting the words “Land Valuation Tribunal”.</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued*

Section Amended	Amendment
Section 14	By omitting from paragraph (a) the words "the Court", and substituting the words "the Land Valuation Tribunal". By omitting from paragraph (a) the words "sealing of the order", and substituting the words "making of the order". By omitting from paragraph (c) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words "the Court within the meaning of this Act" in both places where they occur, and substituting in each case the words "the Land Valuation Tribunal".
Section 17 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	By omitting from subsections (1) and (3) the words "the Administrative Division of the Supreme Court", and substituting in each case the words "the Land Valuation Tribunal".
Section 18 (as amended by the said section 2 (4))	By omitting the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".
Section 19 (as amended by the said section 2 (4))	By omitting the words "the Administrative Division of the Supreme Court", and substituting the words "the Land Valuation Tribunal".
Section 23	By inserting in subsection (3) (q), after the word "Court", the words "or a Land Valuation Tribunal".
Section 24	By omitting from subsections (1) and (3) (g) (as added by section 2 of the Land Settlement Promotion and Land Acquisition Amendment Act 1963) the word "Court", and substituting the words "Land Valuation Tribunal".
Section 25	By omitting from subsection (1) (a) the words "consent of the Court" in both places where they occur, and substituting in each case the words "the consent of the Land Valuation Tribunal".

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued

Section Amended	Amendment
Section 25— <i>continued</i>	<p>By omitting from subsection (1) (a) (as amended by section 3 (1) of the Land Settlement Promotion and Land Acquisition Amendment Act 1963) the words “or in either case within such further time as may be allowed by the Court or a Land Valuation Committee”, and substituting the words “or in either case within such further time as may be allowed by the Land Valuation Tribunal”.</p> <p>By omitting from subsections (4) and (5) the word “Court” wherever it occurs, and substituting in each case the word “Tribunal”.</p> <p>By omitting from subsection (6) (as added by section 3 (2) of the Land Settlement Promotion and Land Acquisition Amendment Act 1963) the words “Court or a Land Valuation Committee” in both places where they occur, and substituting in each case the words “Land Valuation Tribunal”.</p>
Section 27	<p>By omitting the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.</p> <p>By adding (as subsection (2)) the following subsection: “(2) Subject to section 22 (2) of the Land Valuation Proceedings Act 1948, every such application shall be heard and determined by the Tribunal.”</p>
Section 28	<p>By omitting the word “Committee” in both cases where it occurs and also the word “Court”, and substituting in each case the word “Tribunal”.</p>
Section 29 (as substituted by section 3 of the Land Settlement Promotion and Land Acquisition Amendment Act 1961)	<p>By omitting the word “Committee” wherever it occurs, and substituting in each case the word “Tribunal”.</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued*

Section Amended	Amendment
Section 29A (as substituted by section 4 of the Land Settlement Promotion and Land Acquisition Amendment Act 1961)	<p>By omitting from subsection (1) the words “the Court or the Committee, as the case may be”, and substituting the words “the Land Valuation Tribunal”.</p> <p>By omitting from subsection (1) the words “Court or the Committee” where they secondly occur and omitting the same words from subsections (2) and (3), and substituting in each case the word “Tribunal”.</p>
Section 31 (as amended by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968)	<p>By omitting from subsection (1) the words “the Administrative Division of the Supreme Court”, and substituting the words “the Tribunal”.</p> <p>By omitting from subsection (1) the word “Committee”, and substituting the word “Tribunal”.</p> <p>By omitting from subsection (2) (a) (as amended by section 5 (2) of the Land Settlement Promotion and Land Acquisition Amendment Act 1959) the words “the Committee or the Court” in both places where they occur, and substituting in each case the words “the Tribunal”.</p> <p>By omitting from subsection (2) (d) the word “Committee”, and substituting the word “Tribunal”.</p>
Section 34 (as amended by the said section 2 (4))	<p>By omitting from subsections (1), (2), and (3) the words “the Administrative Division of the Supreme Court” wherever they occur, and substituting in each case the words “the Land Valuation Tribunal”.</p> <p>By omitting from subsections (2) and (3) the words “the Court” wherever they occur, and substituting in each case the words “the Tribunal”.</p>
Section 35 (as amended by the said section 2 (4))	<p>By omitting from subsection (1) the words “the Court” where they first occur, and substituting the words “the Land Valuation Tribunal”.</p> <p>By omitting from subsection (1) the words “the Court” where they secondly occur and from subsections (1) and (2) the words “the Administrative Division of the Supreme Court”, and substituting in each case the words “the Tribunal”.</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part V—Amendments of Land Settlement Promotion and Land Acquisition Act 1952—continued

Section Amended	Amendment
Section 35A (as inserted by section 5 of the Land Settlement Promotion and Land Acquisition Amendment Act 1968)	By omitting from subsection (2) (b) the words “the Court or the Committee, as the case may be”, and substituting the words “the Land Valuation Tribunal”.
Section 35C (as inserted by the said section 5)	By omitting from paragraph (d) the word “Court”, and substituting the words “Land Valuation Tribunal”.
Section 35D (as inserted by the said section 5)	By omitting from paragraph (b) the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.
Section 35E (as inserted by the said section 5)	By omitting from subsection (1) the word “Court”, and substituting the words “Land Valuation Tribunal”.
Section 35H (as inserted by the said section 5)	By omitting from subsection (1) the words “the Court or the Committee, as the case may be”, and substituting the words “the Land Valuation Tribunal”. By omitting from subsection (1) the words “the Court or the Committee” where they secondly occur and omitting from subsections (2) and (3) the same words wherever they occur, and substituting in each case the words “the Tribunal”. By omitting from subsection (4) the words “the Court” in both places where they occur, and substituting in each case the words “the Tribunal”.
Section 36	By omitting from subsections (3) and (4) the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.
Section 38	By omitting the words “rules of Court, the Court”, and substituting the words “rules prescribing the procedure of Land Valuation Tribunals, the Tribunal”.
Section 39	By omitting the word “Committee”, and substituting the word “Tribunal”.
Section 41 (as substituted by section 100 of the Stamp and Cheque Duties Act 1971)	By inserting, after the word “Court”, the words “or any Land Valuation Tribunal”.
Section 43	By omitting from subsection (1) (b) the word “Committee”, and substituting the word “Tribunal”.

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*Part VI—*Amendments of Other Acts*

Act Amended	Amendment
1939, No. 39—The Statutes Amendment Act 1939 (Reprinted, 1975, Vol. 3, p. 2501)	By omitting from section 64 (1) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the Court”, and substituting the words “the Land Valuation Tribunal”. By omitting from subsections (2) and (3) of section 64 the word “Court” wherever it occurs, and substituting in each case the word “Tribunal”.
1944, No. 31—The Finance Act (No. 3) 1944 (Reprinted, 1975, Vol. 3, p. 2505)	By omitting from section 29 (1) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) and from paragraph (a) of subsection (3) (as substituted by section 8 (1) of the Public Works Amendment Act 1952) the words “the Court” wherever they occur, and substituting in each case the words “the Land Valuation Tribunal”.
1945, No. 45—The Finance Act (No. 2) 1945 (Reprinted, 1975, Vol. 3, p. 2518)	By omitting from section 32 (1) the word “Court” in both places where it occurs, and substituting in each case the words “Land Valuation Tribunal”.
1947, No. 46—The Public Works Amendment Act 1947 (Reprinted, 1975, Vol. 3, p. 2521)	By omitting from section 4 (5) (a) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the Court under Part III of the principal Act”, and substituting the words “a Land Valuation Tribunal under Part III of the principal Act”. By omitting from the proviso to section 4 (5) (c) (as substituted by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the said Court” and also the words “the Court”, and substituting in each case the words “the Land Valuation Tribunal”.
1949, No. 46—The Maori Purposes Act 1949 (1957 Reprint, Vol. 13, p. 257)	By omitting from section 5 (1) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the Administrative Division of the Supreme Court under the Land Valuation Proceedings Act 1948 (in this Part of this Act referred to as

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part VI—*Amendments of Other Acts—continued*

Act Amended	Amendment
<p>1949, No. 46—The Maori Purposes Act 1949 (1957 Reprint, Vol. 13, p. 257)—<i>continued</i></p>	<p>the Court)", and substituting the words "a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948 (in this Part of this Act referred to as the Tribunal)".</p> <p>By omitting from section 5 (2) the words "Court nearest to the place where the land affected is situated", and substituting the words "Magistrate's Court in which the proceedings were filed".</p> <p>By omitting from section 5 (3) the words "the Court shall deal with every such appeal in as nearly as possible the same manner as if it were an appeal to the Court from an order of a Land Valuation Committee", and substituting the words "the Tribunal shall deal with every such appeal in as nearly as possible the same manner as if it were an appeal to the Tribunal".</p> <p>By omitting from the proviso to section 5 (3) and also from sections 6, 7, 8, 9, and 11 (3) the word "Court", and substituting in each case the word "Tribunal".</p> <p>By omitting from section 11 (1) the words "a Deputy Registrar of the Court", and substituting the words "the Magistrate who is the Chairman of the Tribunal".</p>
<p>1952, No. 58—The Public Works Amendment Act 1952 (Reprinted, 1975, Vol. 3, p. 2566)</p>	<p>By omitting from subsections (3) and (4) of section 7 the word "Court" wherever it occurs, and substituting in each case the word "Tribunal".</p>
<p>1953, No. 94—The Maori Affairs Act 1953 (Reprinted, 1968, Vol. 3, p. 2199)</p>	<p>By omitting from subsections (2), (3), and (4) of section 245 (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words "the Supreme Court", and substituting in each case the words "the Magistrate's Court".</p> <p>By repealing subsection (7), and substituting the following subsection:</p> <p>"(7) For the purposes of the foregoing provisions of this section, the expression 'appropriate office of the Magistrate's Court' has the same meaning as in section 2 of the Land Valuation Proceedings Act 1948."</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*Part VI—*Amendments of Other Acts—continued*

Act Amended	Amendment
1953, No. 94—The Maori Affairs Act 1953 (Reprinted, 1968, Vol. 3, p. 2199)— <i>continued</i>	<p>By omitting from subsections (2), (3), and (4) of section 348 (as amended by the said section 15) the words “the Supreme Court”, and substituting in each case the words “the Magistrate’s Court”.</p> <p>By repealing subsection (7) of the said section 348, and substituting the following subsection:</p> <p>“(7) For the purposes of the foregoing provisions of this section, the expression ‘the appropriate office of the Magistrate’s Court’ has the same meaning as in section 2 of the Land Valuation Proceedings Act 1948.”</p>
1954, No. 60—The Maori Vested Lands Administration Act 1954 (1957 Reprint, Vol. 9, p. 233)	<p>By inserting in section 2 (1), after the definition of the term “improvements affected by the lessee”, the following definition:</p> <p>“‘Land Valuation Tribunal’ or ‘Tribunal’ means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and ‘the Land Valuation Tribunal’ or ‘the Tribunal’, when used in relation to any land, means the particular Land Valuation Tribunal to which any application or appeal or matter arising under this Act and relating to that land has been made or referred.”</p> <p>By omitting from section 10 the words “Valuation Court” and substituting the words “Land Valuation Tribunal”.</p> <p>By omitting from section 10 the words “that Court”, and substituting the words “that Tribunal”.</p> <p>By omitting from subsections (2), (3), and (4) of section 14 the word “Valuation”, and substituting in each case the word “Magistrate’s”.</p> <p>By repealing section 14 (7), and substituting the following subsection:</p> <p>“(7) For the purposes of this section, the expression ‘appropriate office of the Magistrate’s Court’ has the same meaning as in section 2 of the Land Valuation Proceedings Act 1948.”</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part VI—*Amendments of Other Acts—continued*

Act Amended	Amendment
1954, No. 60—The Maori Vested Lands Administration Act 1954 (1957 Reprint, Vol. 9, p. 233)— <i>continued</i>	<p>By omitting from sections 18, 23, 26 (1), 32 (1) (g), 35 (1), 38, 41, 52, and 53 the words “Valuation Court” wherever they occur, and substituting in each case the words “Land Valuation Tribunal”.</p> <p>By omitting from section 35 (1) the words “office of the Court nearest to the place where the land affected is situated”, and substituting the words “appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”.</p> <p>By omitting from sections 35 (2) and 38, subsections (2) and (3) of section 50, and section 51 the words “the Court” wherever they occur, and substituting in each case the words “the Land Valuation Tribunal”.</p> <p>By omitting from section 37 the words “Valuation Court”, and substituting the words “Magistrate’s Court in which the notice of motion was filed”.</p> <p>By omitting from section 39 the words “Valuation Court and not by a Land Valuation Committee”, and substituting the words “Land Valuation Tribunal”.</p> <p>By omitting from section 40 (1) the words “Committee” in both places where it occurs, and substituting in each case the word “Tribunal”.</p> <p>By omitting from subsections (1) and (2) of section 42 and sections 43, 44 (1), 47 (1), and 48 (1) the word “Committee” wherever it occurs, and substituting in each case the word “Tribunal”.</p> <p>By omitting from section 43 (1) the words “Valuation Court”, and substituting the words “Magistrate’s Court in which the proceedings were filed”.</p> <p>By omitting from section 45 (1) the words “the Court”, and substituting the words “the Magistrate’s Court”.</p> <p>By omitting from sections 45 (2) and 48 (1) the word “Committee’s”, and substituting in each case the word “Tribunal’s”.</p>

SCHEDULE—continued

ENACTMENTS AMENDED—continued

Part VI—Amendments of Other Acts—continued

Act Amended	Amendment
1954, No. 60—The Maori Vested Lands Administration Act 1954 (1957 Reprint, Vol. 9, p. 233)— <i>continued</i>	<p>By omitting from section 50 (2) the words “Valuation Court and not by a Land Valuation Committee, and the Court”, and substituting the words “Land Valuation Tribunal, and the Tribunal”.</p> <p>By omitting from section 54 the words “in any Court other than in the Valuation Court”, and substituting the words “otherwise than before a Land Valuation Tribunal”.</p>
1954, No. 85—The Public Works Amendment Act 1954 (Reprinted, 1975, Vol. 3, p. 2578)	<p>By omitting from section 2 (1) (as amended by section 15 of the Land Valuation Proceedings Amendment Act 1968) the words “the Court under Part III of the principal Act”, and substituting the words “the Land Valuation Tribunal (as defined in section 48B of the principal Act)”.</p> <p>By omitting from subsections (2), (3), (4), and (5) of section 2 (as amended by the said section 15) the words “the said Court” wherever they occur, and substituting in each case the words “the said Tribunal”.</p> <p>By omitting from subsection (3) (a) of section 2 the words “the Court”, and substituting the words “the appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948)”.</p>
1955, No. 38—The Maori Reserved Land Act 1955 (1957 Reprint, Vol. 9, p. 79)	<p>By inserting in section 2 (1), after the definition of the term “lessee”, the following definition:</p> <p>“‘Land Valuation Tribunal’ or ‘Tribunal’ means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and ‘the Land Valuation Tribunal’ or ‘the Tribunal’, when used in relation to any land, means the particular Land Valuation Tribunal to which any application or appeal or matter arising under this Act and relating to that land has been made or referred:”.</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part VI—*Amendments of Other Acts—continued*

Act Amended	Amendment
<p>1955, No. 38—The Maori Reserved Land Act 1955 (1957 Reprint, Vol. 9, p. 79)—<i>continued</i></p>	<p>By omitting from subsections (4), (5), (6), and (8) of section 33 the word “Valuation”, and substituting in each case the word “Magistrate’s”.</p> <p>By repealing section 33 (9), and substituting the following subsection: “(9) For the purposes of this section, the expression ‘appropriate office of the Magistrate’s Court’ has the same meaning as in section 2 of the Land Valuation Proceedings Act 1948.”</p> <p>By omitting from sections 33 (1), 34, 36, 37, 38 (g), 43, 53 (1) and (2), 54, 55, and 56 the words “Valuation Court” wherever they occur, and substituting in each case the words “Land Valuation Tribunal”.</p> <p>By omitting from sections 44 (2), 46, 47 (1), 50 (1), and 51 (1) the word “Committee” wherever it occurs, and substituting in each case the word “Tribunal”.</p> <p>By omitting from section 44 (1) the words “Committee to which the objection is referred”, and substituting the word “Tribunal”.</p> <p>By omitting from section 46 (as amended by section 2 (5) of the Land Valuation Proceedings Amendment Act 1968) the words “Supreme Court”, and substituting the words “Magistrate’s Court in which the proceedings were filed”.</p> <p>By omitting from section 48 (1) the word “Court”, and substituting the words “Magistrate’s Court”.</p> <p>By omitting from sections 48 (2) and 51 (1) the word “Committee’s”, and substituting the word “Tribunal’s”.</p> <p>By omitting from section 53 (2) the words “Valuation Court and not by a Land Valuation Committee, and that Court”, and substituting the words “Land Valuation Tribunal, and that Tribunal”.</p> <p>By omitting from section 53 (3) the words “the Court”, and substituting the words “the Tribunal”.</p> <p>By omitting from section 57 the words “in any Court other than in the Valuation Court”, and substituting the words “otherwise than before a Land Valuation Tribunal”.</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued**Part VI—Amendments of Other Acts—continued*

Act Amended	Amendment
1967, No. 123—The Rating Act 1967	<p>By inserting in section 2, after the definition of the term "land", the following definition:</p> <p>"'Land Valuation Tribunal' or 'Tribunal' means a Land Valuation Tribunal established under the Land Valuation Proceedings Act 1948; and 'the Land Valuation Tribunal' or 'the Tribunal', when used in relation to any land, means the particular Land Valuation Tribunal to which any application or appeal or matter arising under this Act and relating to that land has been made or referred:"</p> <p>By omitting from subsections (1) and (2) of section 37, sections 38, 92 (3), 109 (3), 110 (1) and (4), and 124 (6) (as amended, in each case, by section 2 (4) of the Land Valuation Proceedings Amendment Act 1968) the words "the Administrative Division of the Supreme Court", wherever they occur, and substituting in each case the words "the Land Valuation Tribunal".</p> <p>By omitting from sections 36 (2), 37 (3), 39, 125, and 126 the word "Committee", wherever it occurs, and substituting in each case the word "Tribunal".</p> <p>By omitting from sections 110, 119 (4) (b), 124, 127, 136 (2) and (3), 137 (2), and 142 (2) and (3) the words "the Court", wherever they occur, and substituting in each case the words "the Land Valuation Tribunal".</p> <p>By repealing section 110 (5).</p> <p>By repealing the definition of the term "Court" in section 117 (as substituted by section 15 of the Land Valuation Proceedings Amendment Act 1968).</p> <p>By omitting from paragraph (b) of the definition of the term "urban farm land" in section 117 the word "Court", and substituting the words "Land Valuation Tribunal".</p>

SCHEDULE—*continued*

ENACTMENTS AMENDED—*continued*

Part VI—Amendments of Other Acts—continued

Act Amended	Amendment
1967, No. 123—The Rating Act 1967— <i>continued</i>	By omitting from section 125 the words “the Court a list of objections to be determined by the Court”, and substituting the words “the appropriate office of the Magistrate’s Court (as defined in section 2 of the Land Valuation Proceedings Act 1948) a list of objections to be determined by the Tribunal”.