

Serial Number **1953/115**

**THE LAND SETTLEMENT PROMOTION REGULATIONS 1952,
AMENDMENT NO. 1**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 9th day of September 1953.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Land Settlement Promotion Act 1952, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Land Settlement Promotion Regulations 1952, Amendment No. 1, and shall be read together with and deemed part of the Land Settlement Promotion Regulations 1952* (hereinafter referred to as the principal regulations).

2. The principal regulations are hereby amended by inserting, after regulation 2, the following regulation:

“3. (1) Where any contract on agreement to which Part II of the Land Settlement Promotion Act 1952 applies relates to land that is situated in more than one land registration district or more than one registration district constituted under the Deeds Registration Act 1908, the statutory declaration by the purchaser or lessee may be deposited with the District Land Registrar or the Registrar of Deeds, as the case may be, of any one of the districts in which the land is situated.

“(2) The production of a true copy of the statutory declaration on which is endorsed a certificate signed by the Registrar with whom the original was deposited that it was duly deposited within the time prescribed by section 24 (1) (d) of the Land Settlement Promotion Act 1952 shall be conclusive proof to every other Registrar in whose district is situated part of the land to which the contract or agreement relates that the declaration was duly deposited within the time so prescribed.”

3. The principal regulations are hereby further amended by inserting, after regulation 3 (as enacted by the last preceding regulation), the following regulation:

* Statutory Regulations 1952, Serial number 1952/193, page 913.

“4. Nothing in Part II of the Land Settlement Promotion Act 1952 shall apply with respect to—

“(a) Any renewal of a lease or of a contract or agreement for a lease pursuant to a provision in that behalf contained in the lease or contract or agreement:

“(b) Any contract or agreement for the sale or transfer of an undivided share or interest in land by a joint tenant or tenant in common to any other person entitled to an interest in the land as joint tenant or tenant in common.”

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

[*This note is not part of the regulations, but is intended to indicate their general effect.*]

Regulation 2 provides that where land to which a transaction relates is situated in several land registration districts or deeds registration districts, the declaration under section 24 of the Land Settlement Promotion Act 1952 need be deposited with the District Land Registrar or Registrar of Deeds of only one of those districts. A certificate by that Registrar that the declaration was duly deposited in due time will be sufficient proof of that fact when the purchaser or lessee presents his documents for registration to the Registrar of any other district in which is situated part of the land to which the transaction relates.

Regulation 3 exempts from the provisions of Part II of the Land Settlement Promotion Act 1952, renewals of leases and of agreements or contracts to lease granted pursuant to a right of renewal contained in the lease or agreement or contract, and also transfers from one joint tenant or tenant in common of any land to another joint tenant or tenant in common. These transactions will not in future require the consent of the Land Valuation Court.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 10 September 1953.

These regulations are administered in the Department of Lands and Survey.