

1961/148



THE LAND VALUATION COURT RULES 1953,
AMENDMENT NO. 2

COBHAM, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 13th day of November
1961

Present:

THE HON. J. R. MARSHALL PRESIDING IN COUNCIL

PURSUANT to the Land Valuation Court Act 1948, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following rules.

RULES

1. These rules may be cited as the Land Valuation Court Rules 1953, Amendment No. 2, and shall be read together with and deemed part of the Land Valuation Court Rules 1953* (hereinafter referred to as the principal rules).

2. The First Schedule to the principal rules is hereby amended by revoking paragraph (m) of clause 2 of form No. 5 (as substituted by rule 2 of the Land Valuation Court Rules 1953, Amendment No. 1).

3. (1) The First Schedule to the principal rules is hereby further amended by revoking paragraph (i) of clause 4 of form No. 5A (as enacted by rule 2 of the Land Valuation Court Rules 1953, Amendment No. 1), and substituting the following paragraph:

“(i) (1) Particulars of occupations being followed by the beneficiaries under the trust or for which they are being specially educated:

“(2) Relationship (if any) between the vendor (lessor) and the beneficiaries under the trust:

“(3) [*In the case where the vendor (lessor) is a parent or grand-parent of any beneficiary under the trust*] Attached hereto and marked ‘.....’, is a statutory declaration by the vendor (lessor) as to the matters referred to and relating to the vendor (lessor) in section 29A (2) (b) of the Land Settlement Promotion Act 1952 (as substituted by section 4 of the Land Settlement Promotion Amendment Act 1961).

*S.R. 1953/70

Amendment No. 1: S.R. 1959/176

“(4) The land is not suitable for the settlement or to facilitate the settlement of persons desirous of making a living from the land.

“(5) Other particulars relating to the transaction that the purchaser (lessee) considers relevant:

(2) The First Schedule to the principal rules is hereby further amended by revoking paragraph (1) of clause 4 of form No. 5A (as so enacted).

4. (1) The First Schedule to the principal rules is hereby further amended by revoking paragraph (j) of clause 2 of form No. 5B (as enacted by rule 2 of the Land Valuation Court Rules 1953, Amendment No. 1), and substituting the following paragraph:

“(j) (1) The persons beneficially entitled to shares in the company under the trust are: [*Give full names, ages, and sex*].

“(2) Particulars of occupations being followed by the beneficiaries under the trust or for which they are being specially educated:

“(3) Relationship (if any) between the vendor (lessor) and the beneficiaries under the trust:

“(4) [*In the case where the vendor (lessor) is a parent or grand-parent of any beneficiary under the trust*] Attached hereto and marked ‘.....’ is a statutory declaration by the vendor (lessor) as to the matters referred to and relating to the vendor (lessor) in section 29A (3) (b) of the Land Settlement Promotion Act 1952 (as substituted by section 4 of the Land Settlement Promotion Amendment Act 1961).

“(5) The land is not suitable for the settlement or to facilitate the settlement of persons desirous of making a living from the land.

“(6) Other particulars relating to the transaction that the purchaser (lessee) considers relevant:

(2) The First Schedule to the principal rules is hereby further amended by revoking paragraph (m) of clause 2 of form No. 5B (as so enacted).

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

EXPLANATORY NOTE

This note is not part of the rules, but is intended to indicate their general effect.

The changes made by these rules are consequential on the provisions of the Land Settlement Promotion Amendment Act 1961.

The rules make such changes in forms Nos. 5, 5A, and 5B as are necessary following the repeal of the provisions as to personal residence and the provisions of the new section 29A relating to transactions by trustees and by companies having infant shareholders.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 16 November 1961.

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