

1963/34



**THE LAND VALUATION COURT RULES 1953,
AMENDMENT NO. 3**

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 11th day of March 1963

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., 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.

R U L E S

1. These rules may be cited as the Land Valuation Court Rules 1953, Amendment No. 3, and shall be read together with and deemed part of the Land Valuation Court Rules 1953* (hereinafter referred to as the principal rules).

2. (1) The First Schedule to the principal rules is hereby amended by revoking forms Nos. 3 and 4, and substituting the form No. 3 set out in the Schedule to these rules.

(2) Regulation 14 of the principal rules is hereby amended by omitting from subclause (3) the words "form No. 4", and substituting the words "form specified in form No. 3".

*S.R. 1953/70
Amendment No. 1: S.R. 1959/176
Amendment No. 2: S.R. 1961/148

R. 14 (1), (3)]

SCHEDULE

[L.V.C. 3

"APPLICATION FOR CONSENT TO SALE OR LEASE OF LAND AND SUPPORTING
DECLARATIONIn the Land Valuation Court, }
Registry, }

No.

In the matter of an application under the Land
Settlement Promotion Act 1952 for consent to
a of land*Particulars of Transaction*

Parties:

Vendor (Lessor) [*Give full name, address, and occupation*].....Purchaser (Lessee) [*Give full name, address, and occupation*].....Other parties [*Give full name, address, and occupation*].....

- (a) Nature of transaction:
- (b) Description of land: [*Give legal description, title reference and locality. Attach sketch plan on separate sheet if land not shown on survey plan.*].....
County in which land is situate:
- (c) If property is leasehold:
- Name of Lessor:
- Term of Lease: Years from:
- Rent payable: £.....
- Terms (if any) as to renewal or purchase:
- (d) Consideration
- Total amount to be paid exclusive of stock, chattels or goodwill: £.....
- (e) Latest Government valuation:
- Unimproved value: £..... Improvements: £.....
- Capital value: £..... Date of valuation:
- (f) Application number or other particulars of the last application to the Land Valuation Court or Land Sales Court affecting the foregoing farm land (whether with or without other land):
- (g) Particulars of buildings:
- (h) Class of farming carried on:
- (i) Stock carried each year for past three seasons:
- (j) Production for each year for past three seasons:
- (k) Any special features from the viewpoint of aggregation:

Declaration

I,.....of.....as [*Insert vendor, or lessor, or purchaser, or lessee*]
.....in the foregoing transaction, hereby make application for the
consent of the Land Valuation Court to the.....described therein.
And I hereby solemnly and sincerely declare:

- (1) That the foregoing particulars set out in this my application are in all respects true and correct.

SCHEDULE—*continued*

- (2) That attached hereto and marked.....are true copies of all the agreements and other documents entered into or proposed to be entered into by the parties and relating to or affecting the said transactions (including full particulars of any agreement or arrangement entered into or proposed to be entered into by the parties otherwise than in writing).
- (3) That, with the exception of the agreements referred to in the last preceding paragraph, no agreement, whether in writing or otherwise, has been made between the parties or any of them which in any way directly or indirectly refers to or affects or is ancillary to or collateral with the transaction for which consent is applied for and no such agreement is intended to be made.
- (4) That the transaction for which consent is applied for has not been entered into as part of a device plan or scheme which is or is intended to be in contravention of Part II of the Land Settlement Promotion Act 1952.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

Signature:.....

Declared at.....this.....day of.....19....., before me:

.....
Justice of the Peace
or Solicitor
or Notary Public
or Officer duly authorised
to take and receive
statutory declarations.

The address for service of the vendor (lessor) is at the offices of.....

The address for service of the purchaser (lessee) is at.....”

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.

These rules substitute a new form 3 for forms 3 and 4 of the principal rules. The only change is that form 4 (declaration by applicant) is now incorporated as part of form 3 for the purposes of convenience.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 14 March 1963.

These regulations are administered in the Department of Justice.