

Update Adams' Land Transfer

Service 102 — July 2021

Commentary

Commentary has been updated in the following areas:

Land Transfer Act 2017

Part 1 Preliminary provisions

- Section 6 Meaning of fraud: see [S6.3.2] Dishonest conduct and [S6.6] Pleading fraud.

Part 2 Land title and registration

- Section 24 Effect of registration: see [S24.10] Agreements to mortgage.
- Section 47 Registration of persons as joint tenants: see [S47.10.2] Range of orders.
- Section 51 Title by registration: see [S51.3.2] Subs (3)(b) Overriding enactments.

Part 3 Dealings in estates and interests in land

- Section 103 Transfer of mortgaged land by mortgagee sale: see [S103.2] Comment.
- Section 122 Interpretation: see [S122.2] Overview of Subpart 6.
- Subpart 2 Leases: see [LEASE.INTRO7] Transfer of reversion.
- Section 142 Removal of caveat against dealings: see [S142.3] Procedure and [S142.6] Grounds for removal.
- Section 153 Trusts not to be entered on register: see new para [S153.4A] Existing “No survivorship” titles.

Part 4 Miscellaneous applications and other matters

- Section 155 Application for record of title based on adverse possession: see [S155.2] Comment — subsections (1) and (2).

Māori Land Law for Conveyancers

- Introduction to Māori Land Law for Conveyancers: see [TTWMA.1.1] Objectives.
- Māori Land Court — Milestones: see [TTWMA.1.3.3] on the Te Ture Whenua Māori (Succession, Dispute Resolution, and Related Matters) Amendment Act 2020 and the Local Government (Rating of Whenua Māori) Amendment Act 2021.
- Rating:
 - Obligations: see [TTWMA.1.5.2].
 - Remission, postponement and exemption of rates: see [TTWMA.1.5.4].

- Relationship between Māori Land Court title orders and the title system under the Land Transfer Act: see [TTWMA.2.4.2(a)].
- Title reconstruction: see [TTWMA.2.5.3] Landlocked land.
- Alienation: see [TTWMA.5.1] Introduction and [TTWMA.5.7] Rights to alienate an undivided interest.

Legislation

Overseas Investment Act 2005

- The Overseas Investment Act 2005 has been amended by:
 - the Overseas Investment (Urgent Measures) Amendment Act 2020, effective 7 June 2021; and
 - the Overseas Investment Amendment Act 2021, effective 5 July 2021.

Overseas Investment Regulations 2005

- The Overseas Investment Regulations 2005 have been amended by:
 - the Overseas Investment (Commencement of Permanent Call-in Regime) Amendment Regulations 2021, effective 7 June 2021; and
 - the Overseas Investment Amendment Regulations 2021, effective 5 July 2021.

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This service includes an updated index current up to and including service 101.