

Issue 474 | 6 April 2020

LexisNexis News

LexisNexis New Zealand COVID-19 Information Centre

LexisNexis New Zealand has launched a new resource to support customers during the COVID-19 Level 4 lockdown.

Our new site, www.lexisnexis.co.nz/COVID19 has been developed to provide free access to vital research content and information as it relates to our situation in New Zealand. Explore a library of research, articles and commentary across specific practice areas directly related to COVID-19 issues, with content updated regularly as developments are announced.

Access **product user guides**, **video tutorials** and **CPD-earning webinars** quickly and easily to help you utilise your suite of LexisNexis solutions.

Content Webinars

LexisNexis ONDEMAND webinars are delivered by subject experts and accompanied by a short comprehension quiz. Our current ONDEMAND webinars are as follows:

Employment Law Disciplinary Issues and Investigations [ONDEMAND]

Guidance on the principles and practical issues associated with workplace disciplinary processes and investigations. Duration: 60 min

Fairness, Expectation and Reward in Inheritance Disputes [ONDEMAND]

The webinar looks at the recurring issues of fairness and reward that are commonly encountered during inheritance disputes and provides legal advisors, arbitrators and mediators with tools to advise and manage these when drafting or advising clients on wills, estates and succession. Duration: 60 min

Customer Due Diligence Tips and Tricks [ONDEMAND]

This webinar examines the ongoing challenges of knowing your customer and practicalities of ensuring appropriate customer due diligence in an increasingly digital world in order to meet AML/CFT requirements. Duration: 60 min

Letters of Administration on Intestacy: Issues and Solutions [ONDEMAND]

Applying for a court order to administer a deceased estate when a person dies without a will is often complicated. This webinar appraises the requirements for an application of intestacy; the selection of appropriate evidence in support of the application and the recognition of factors that affect entitlement. Duration: 60 min

Letters of Administration with the Will Annexed [ONDEMAND]

The application process for Letters of Administration with the will annexed differs from probate applications and knowing what matters need to be considered and addressed and supported by evidence, or indeed omitted, when making an application, is not always clear. This webinar provides guidance on recognising the key requirements for the preparation of a valid will and the requirements for making an improperly executed will declared valid. Duration: 60 min

Product Support Webinars

Did you know that our LexisNexis training webinars are complimentary and most are CPD compliant?

Getting Started with Lexis Advance Webinar – Thursday, 9th of April at 4pm

This session examines methods of conducting searches on Lexis Advance, from understanding the algorithm that runs behind the scenes of Lexis Advance, to applying advanced filters to generate effective results. Learn to set up alerts and folders, share documents, customise your publications pod and favourites, ensuring that the platform is working efficiently for your research needs. Duration: 60 min

General: Lexis Advance Webinar – Thursday, 23rd of April at 4pm

This session examines methods of conducting searches on Lexis Advance, from understanding the algorithm that runs behind the scenes of Lexis Advance, to applying advanced filters to generate effective results. Learn to set up alerts and folders, share documents, customise your publications pod and favourites, ensuring that the platform is working efficiently for your research needs. Duration: 60 min

Commercial

Heath and Whale on Insolvency

Service 46 – February 2020 is now available online.

Service 46 features updated commentary on: personal insolvency; receivership; antecedent transactions; preferential debt and set-off; regulation of insolvency practitioners; cross-border insolvency; and court procedure.

Morison's Company Law

Service 195 – March 2020 is now available online.

Service 195 includes updates to: Companies Act 1993; Financial Reporting Act 2013; Takeovers Act 1993; and Limited Partnerships Act 2008. The service also includes commentary updates for: introduction to company law; incorporation and reregistration; constitution and capacity; company transactions; proceedings and remedies; amalgamations and arrangements; debentures and receiverships; liquidation; and voidable transactions.

Morison's Securities Law

Service 195 – March 2020 is now available online.

This service includes legislative updates to: Anti-Money Laundering and Countering Financing of Terrorism Act 2009; Financial Services Providers (Registration and Dispute Resolution) Act 2008; and Financial Markets Conduct Act 2013. The service also includes updates to annotated commentary on Pts 3, 4 and 7 of the Financial Markets Conduct Act 2013.

Employment

Practical Guidance: Employment

Latest legal updates

Government: Forestry contractors and employees at a loss

Practical Guidance: Employment Law for Employers

Latest legal updates

Government: Expert warns do not expect coronavirus be over by Christmas

Family

New Zealand Family Law Journal

(2020) 10 NZFLJ Part 1 was published in March 2020. This issue includes the following articles:

- The Oranga Tamariki Act: permanency framework changes (by Dr Allan Cooke)
- Surrogacy and the law: three perspectives (by Dr Ruth Walker and Dr Liezl van Zyl)

Practical Guidance: Family

Latest legal updates

Effect of Covid-19 lockdown on parents with shared custody

Child Support Amendment Bill introduced

Textbooks

Family Law in New Zealand, 19th edition

Henaghan & Atkin et al

RRP*incl GST: \$165.00

ISBN: 9781988546100 (book)

Publication date: December 2019

Family Law Legislation, 19th edition

LNNZ

RRP*incl GST: \$140.00

ISBN: 9781988546186 (book) – two volume set

Publication date: December 2019

Family Law Policy in New Zealand, 5th edition

Mark Henaghan & Bill Atkin

RRP*incl GST: \$160.00

ISBN: 9780947514969 (book)

Publication date: March 2020

*Please note hardcopy textbooks are currently unavailable. Some textbooks are available in eBook format.

International Law

Textbook

Public International Law: A New Zealand Perspective

Alberto Costi (editor)

RRP*incl GST: \$220.00

ISBN: 9781877511042 (book)

Publication date: March 2020

*Please note hardcopy textbooks are currently unavailable. Some textbooks are available in eBook format.

New Zealand Law Reports

[2019] 1 NZLR Part 5

The following cases are included in Part 5:

- *H v R* - [2019] 1 NZLR 675 - 3 July 2019
- *R v R* - [2019] 1 NZLR 693 - 16 August 2019
- *Winter v R* - [2019] 1 NZLR 710 - 13 September 2019
- *Schmuck v Opuia Coastal Preservation Inc* - [2019] 1 NZLR 750 - 29 October 2019
- *Shark Experience Ltd v PauaMAC5 Inc* - [2019] 1 NZLR 791 - 11 October 2019

[2019] 3 NZLR Part 5

The following cases are included in Part 5:

- *FTG Securities Ltd v Bank of New Zealand* - [2019] 3 NZLR 607 - 20 February 2019
- *Xiao v Department of Internal Affairs* - [2019] 3 NZLR 622 - 23 July 2019
- *Lyttle v R* - [2019] 3 NZLR 636 - 24 July 2019
- *Zhang v R* - [2019] 3 NZLR 648 - 21 October 2019
- *Raukawa Settlement Trust v Waitangi Tribunal* - [2019] 3 NZLR 722 - 12 February 2019
- *Craig v Stringer* - [2019] 3 NZLR 743 - 17 June 2019

[2019] 3 NZLR Part 6

The following cases are included in Part 6:

- *Body Corporate S73368 v Otway* - [2019] 3 NZLR 759 - 19 December 2018
- *W v Health Practitioners Disciplinary Tribunal* - [2019] 3 NZLR 779 - 12 March 2019
- *Young v Attorney-General* - [2019] 3 NZLR 808 - 8 May 2019
- *Dodds v Southern Response Earthquake Services Ltd* - [2019] 3 NZLR 826 - 16 August 2019
- *Attorney-General v Trustees of the Motiti Rohe Moana Trust* - [2019] 3 NZLR 876 - 4 November 2019
- *Commerce Commission v Home Direct Ltd* - [2019] 3 NZLR 904 - 12 November 2019

Editor's Notes

New Zealand Law Reports Editor Geoff McLay's *Editor's Notes* is a blog that provides readers with regular commentary on the cases we publish in the Reports. It is designed to not only let you know what is significant in terms of the doctrine in cases reported, but to also provide a flavour of how New Zealand judges are deciding important cases and reveal possible links between what seem like disparate decisions. Cases mentioned therein are linked to the reports on Lexis Advance.

Procedure

Practical Guidance: District Court Litigation

Latest legal updates

New jury trials suspended due to COVID-19

Property

Textbooks

McMorland & Gibbons on Unit Titles and Cross-Leases, 2nd edition

Don McMorland & Thomas Gibbons

RRP*incl GST: \$180.00

ISBN: 9781988546179 (book)

Publication date: December 2019

Principles of Land Law in New Zealand, 3rd edition

Don McMorland

RRP*incl GST: ~~\$200.00~~ \$180.00 (pre-order price)

ISBN: 9781988546230

Publication date: May 2020

*Please note hardcopy textbooks are currently unavailable. Some textbooks are available in eBook format.

Succession

Practical Guidance: Succession

Latest legal updates

High Court orders sale of family home left to siblings in mother's will

Difficulties involved in making legal wills during Coronavirus lockdown

Family feud over the man's \$30,000,000 estate

Lifelong friend of deceased gets \$450,000 payout after will dispute

Trusts

Practical Guidance: Trusts

Latest legal updates

Income from foreign trusts including foreign deceased estates taxable in New Zealand

Quit Group charitable trust still paying board members five years after charity ceased operating

Textbook

Nevill's Companion to the Trusts Act 2019

Lindsay Breach

RRP*incl GST: \$120.00

ISBN: 9780947514617 (book)

Publication date: November 2019

*Please note hardcopy textbooks are currently unavailable. Some textbooks are available in eBook format.

Various

Textbooks

Kia Kākano Rua te Ture: A te reo Māori Handbook for the Law

Alana Thomas & Corin Merrick

RRP*incl GST: \$120.00

ISBN: 9780947514891 (book)

Publication date: October 2019

The Promise of Law: Essays marking the retirement of Dame Sian Elias as Chief Justice of New Zealand

Simon Mount QC & Max Harris (editors)

RRP*incl GST: \$85.00

ISBN: 9781988546070 (book)

Publication date: December 2019

New Zealand Women's Law Journal: Te Aho Kawe Kaupapa Ture a ngā Wāhine, Volume 3

Various Contributors

RRP*incl GST: \$30.00

ISBN: NZWLJ2019VOL3

Publication date: December 2019

Professional Responsibility in New Zealand

Matthew S R Palmer (general editor)

RRP*incl GST: ~~\$200.00~~ \$180.00 (pre-order price)

ISBN: 9780947514914 (book)

Publication date: May 2020

*Please note hardcopy textbooks are currently unavailable. Some textbooks are available in eBook format.

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