

Update  
Hinde McMorland & Sim  
LAND LAW  
in New Zealand

**Service 82 — June 2021**

**Commentary**

**Chapter 3 Estates in Land**

Commentary has been updated by D W McMorland in the following area:

- Types of fee simple: see [3.009].

**Chapter 6 The Extent of the Landholder's Rights**

Commentary has been updated by Peter Twist in the following area:

- Right to emblements see [6.027].

**Chapter 7 Title to Land**

Commentary has been updated by D W McMorland in the following area:

- The action for recovery of land: relativity of title: see [7.003].

**Chapter 9 Title by Registration**

Commentary has been updated by Jody L Foster in the following areas:

- Fraud against a registered owner: see [9.018].
- Transmission defined: see [9.099].
- Vesting orders: see [9.107].
- The creation of trusts of land is not prevented: see [9.111].
- Enduring powers of attorney: see [9.121].

**Chapter 11 Leasehold Estates**

Commentary has been updated by Jason Goodall in the following areas:

- Creation by transfer or determinable lease: see [11.025].
- Public bodies: see [11.031].
- Executors, administrators, and trustees: see [11.032].
- Life tenants: see [11.033].
- Express covenants to repair: see [11.116].
- Fair (or reasonable) wear and tear: see [11.121].
- Devolution by operation of law: see [11.194].
- Relief against cancellation for non-payment of rent: see [11.243].
- The position pending relief: see [11.245].
- Expiry of the term: see [11.257].
- Exercise of a right to determine — break clauses: see [11.259].

**Chapter 13 Concurrent Interests in Land**

Commentary has been updated by Dr Toni Collins in the following areas:

- The rights of co-owners as between themselves: see [13.002].
- Severance: see [13.013].
- Orders of division or sale under the Property Law Act 2007: see [13.021].
- Where joint purchasers provide the purchase money in unequal shares: see [13.032].

**Chapter 14 Unit Titles and Cross-Leases**

Commentary has been updated by D W McMorland and Thomas Gibbons in the following areas:

- The Unit Titles Act 2010: see [14.006].
- Objectives of the Unit Titles Act 2010: see [14.007].
- Principal units: see [14.012].
- Accessory units: see [14.013].
- Common property: see [14.014].
- Dealings with a stratum estate: see [14.030].
- Dealings with common property: see [14.031].
- Rights and responsibilities of owners of principal units: see [14.040].
- Ordinary resolutions and special resolutions: see [14.048].
- Passing a resolution without a general meeting: see [14.051].
- Minority and majority relief: see [14.052].
- Objections to designated resolutions: see [14.053].
- Contributions by unit owners: see [14.062].
- Repair and maintenance by the body corporate: see [14.065].
- Cancellation of unit plan by the High Court: see [14.077].
- Holiday resort timesharing: see [14.105].

**Chapter 17 Covenants Affecting Freehold Land**

Commentary has been updated by D W McMorland in the following areas:

- Nature of a covenant: see [17.001].
- The jurisdiction of the Court: see [17.038].
- Ground: change of circumstance since the creation of the easement or covenant: see [17.039].
- Ground: continued existence would impede user in a different manner from that foreseen at the time of creation: see [17.040].
- Ground: no substantial injury to benefited owner: see [17.042].
- Exercise of discretion: see [17.046].
- Terms and effect of an order: see [17.047].

**Chapter 19 Capacity to Own and to Deal with Land**

Commentary has been updated by Professor Struan Scott in the following areas:

- Overview: see [19.009].
- The Protection of Personal and Property Rights Act 1988: see [19.010].
- Ability to own land: see [19.016].

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