

Review of the Land Transfer Act 1952

The Law Commission will conduct a review of the Land Transfer Act 1952 with a view to modernising it and recommending such changes as may be appropriate. The review will reflect the fundamental soundness of the principles underlining the Torrens system of land registration that have been part of New Zealand law since 1870

In particular, the review will

- Ensure the integrity of the Land Transfer system and make recommendations to improve it;
- Ensure that the provisions of the Act take into account other developments in property law, both statutory and by judicial decisions;
- Ensure that the law is certain and clearly expressed, and supply any omissions in it;
- Examine the adequacy of the provisions concerning state guaranteed title;
- Examine electronic developments and how the law should deal with them.

This review will be led by the Law Commission and will involve active co-operation with the Ministry of Justice and Land Information New Zealand. The Commission is asked to produce a draft Bill. The final report should be ready at the end of 2008.