

Land Subdivision in Counties Amendment Act 1954

Public Act 1954 No 33
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An Act to amend the Land Subdivision in Counties Act 1946.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1 Short Title. 1946, No. 23

This Act may be cited as the Land Subdivision in Counties Amendment Act 1954, and shall be read together with and deemed part of the Land Subdivision in Counties Act 1946 (hereinafter referred to as the principal Act).

2 Preserving equitable interest of devisee in land.

Section two of the principal Act is hereby amended by adding the following subsection:

“(3) Where the devise of any land under a will constitutes a subdivision to which this Act applies, nothing in this Act shall affect the equitable interest of the devisee in the land.”

3 Registration of notice of restrictions against use of land.

- (1) Section five of the principal Act is hereby amended as follows:
 - (a) By omitting from subsection four the words “imposing a building-line restriction”, and substituting the words “imposing any restriction referred to in subsection one of this section”:
 - (b) By omitting from the same subsection the words “the building-line restriction” wherever they occur, and substituting in each case the words “the restriction”.
- (2) Section seven of the principal Act is hereby amended by omitting from subsection three the words “building line” wherever they occur.

4 Area to be set aside as reserves. 1953, No. 93

Section twelve of the principal Act is hereby amended by inserting in subsection two, before the first proviso (as substituted by subsection two of section thirteen of the Land Subdivision in Counties Amendment Act 1953), the following additional proviso:

“Provided that, where land to be set aside under this subsection as reserved for public purposes has a frontage to any new road being constructed by the owner, the area to be so set aside shall amount to not less than three perches for each allotment of less than two acres which in the opinion of the Minister will be used for residential purposes:”.