

Property Law Amendment Act 1968

Public Act 1968 No 101
Date of assent 13 December 1968

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An Act to amend the Property Law Act 1952

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

This Act may be cited as the Property Law Amendment Act 1968, and shall be read together with and deemed part of the Property Law Act 1952 (hereinafter referred to as the principal Act).

2 Person may mortgage property to himself

Section 49 of the principal Act is hereby amended by inserting, after the word "convey", the words "or mortgage".

3 Covenants and agreements made by a person with himself

The principal Act is hereby amended by inserting, after section 66, the following section:

“66a

“(1) A covenant (whether express or implied under this or any other Act), or an agreement, made by a person with himself as an incident of or with respect to or for the purposes of any conveyance or mortgage of property under section 49 of this Act, shall be capable of being enforced in like manner as if the covenant or agreement had been made by that person with another person.

“(2) This section shall apply to all covenants and agreements, whether made before or after the commencement of this section:

“Provided that nothing in this section shall affect the rights of the parties under any judgment given in any Court before the commencement of this section, or under any judgment given on appeal from any such judgment, whether the appeal is commenced before or after the commencement of this section.”

This Act is administered in the Department of Justice.