

Our Ref: LEM-L15-03-17/602

Your Ref:

20 December 2017

Pat Sole  
President  
Institute of Cadastral Surveying Inc  
Christchurch

By email: sec@ics.org.nz

Dear Pat

### **Consultation on the implementation of the Land Transfer Act 2017**

I'm writing to update you on arrangements for implementing the new Land Transfer Act and how we plan to consult with the Institute of Cadastral Surveying on new regulations and other matters.

As indicated in my letter of 19 July 2017, we are working towards commencement of the new legislation in November 2018. Along with work on new regulations, we are in the process of developing standards and directives which are a form of delegated legislation under s236 of the Act.

The matters proposed to be covered by the new regulations will include:

- Information to be included in instruments
- Certification requirements for instruments
- Witnessing requirements
- Notice periods for applications and other matters
- Implied rights and powers for easements
- Evidence for applications to withhold register information
- Threshold for RGL decisions on compensations claims
- Transitional arrangements

The standards, directives and supporting guidance we are developing will cover matters such as:

- Identity verification requirements
- Certification and document retention requirements
- Alterations to the register
- Caveats and stop notices
- Mortgagee sale transfers
- Change or correction of name
- Applications for withholding register information
- Applications for title to accretion and dry river or stream bed
- Adverse possession
- Removal of redundant easements
- Determination of life estates and leases for life
- Deposit of subdivision plans

**Registrar General of Land**  
Radio New Zealand House  
155 The Terrace  
PO Box 5501  
Wellington 6145  
New Zealand  
T 04 460 0110  
E info@linz.govt.nz  
www.linz.govt.nz

As indicated, we plan to release an exposure draft of the regulations, together with draft standards, directives and guidelines for consultation in early March 2018. This will provide an opportunity for ICS and other interested parties to comment and make submissions on this material over March and April of next year.

Alongside our work on new regulations and standards, we are conscious that surveyors, property lawyers and others will need to be supported with appropriate education and information on the new Act. Arrangements are already underway with both the New Zealand Law Society CLE and Auckland District Law Society CLE for a programme of webinars and seminars over the course of next year. The details of these sessions will be published in due course. I would welcome your thoughts on other education opportunities we might explore for surveyors.

I look forward to engaging further with the ICS as we work through the details of these regulatory changes.

Yours sincerely



Robbie Muir  
Registrar-General of Land