

WHANGAREI REGISTRY

BETWEEN F. BLACKLEDGE

1251

APPLICANT

A N D

C
BLACKLEDGE

DEFENDANT

Judgment: 7 September 1984
Hearing: 7 September 1984
Counsel: B.M. Kain for Applicant
Defendant in person

ORAL JUDGMENT OF CASEY J.

Mr and Mrs Blackledge were married in
They have had one child, D who is now aged
and who lives at the former matrimonial home with Mrs
Blackledge, and they separated on so the
marriage is one of some fourteen years duration. Although
these proceedings were filed in there have
been considerable delays in getting them before the Court.
Mr Blackledge, so I understand, has consulted with a number
of solicitors, and eventually on his own view of the matter
and entirely on his own decision, has decided to dispense
with legal assistance and has represented himself in these
proceedings and in earlier appearances before the Court.
Unfortunately, he has not seen fit to file any affidavits
setting out assets of the type which one would normally
expect to see in such an application. As a result of
discussions between him and Mr Kain (who acts for Mrs
Blackledge) since the case was called this morning, both of
them have now been able to reach agreement on a statement of
matrimonial assets which has just been put before me, with
valuations which Mr Blackledge accepts are appropriate for

the purpose of the settlement reached. My persual suggests, insofar as items are not covered by specific valuations, that the amounts allocated seem to be consistent with the circumstances disclosed in the information on the Court file.

It is clearly a case where the appropriate order is one for an equal division of the matrimonial property and there is no dispute over this. But the parties have now been able to reach a settlement based on Mrs Blackledge retaining the former matrimonial home in which she resides, and after making an allowance for the outstanding mortgage and for the value of the chattels which she will also take over, it has been agreed that Mr Blackledge will receive all the other matrimonial assets and that Mrs Blackledge will abandon her claim to those and also pay him the sum of \$14,500 to equalise their interests.

I am satisfied that this is an appropriate division and method of dealing with the matrimonial property. I am pleased to see that after this length of time the matter is able to be settled in this way and I accordingly make the following orders:-

1. Vesting the former matrimonial home and the chattels in Mrs Blackledge.
2. Vesting all the other matrimonial property set out in the list of matrimonial assets put before me (which I have identified by signing it today on the Court file) in Mr Blackledge.
3. Directing that she pay him the sum of \$14,500. Obviously she will need some time to raise this. Mr Kain accepts that this is to be done within two months of today and I make an order accordingly.

3.

4. Leave is reserved to either party to apply for any further directions to implement the terms of this judgment.
5. There is no order for costs sought or made.

Ms. Casey J.

Solicitors:

Webb Ross & Co., Whangarei, for Applicant