



## ANALYSIS

Title	2. By whom applications may be made
1. Short Title and commencement	3. Execution of documents by corporation

1994, No. 12

**An Act to amend the Land Transfer Act 1952**

[27 June 1994]

BE IT ENACTED by the Parliament of New Zealand as follows:

**1. Short Title and commencement**—(1) This Act may be cited as the Land Transfer Amendment Act 1994, and shall be read together with and deemed part of the Land Transfer Act 1952 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the 1st day of July 1994.

**2. By whom applications may be made**—Section 20 (3) of the Land Transfer Act 1952 is hereby amended by omitting the words “under the seal of the corporation”, and substituting the words “executed in accordance with section 161 of this Act”.

**3. Execution of documents by corporation**—The principal Act is hereby amended by repealing section 161, and substituting the following section:

“161. (1) Subject to this section, a corporation, instead of signing any instrument, may execute the instrument by affixing the common seal of the corporation or the official seal for use in New Zealand, or by attorney appointed under that common or official seal; and any such seal affixed to any instrument shall be sufficient proof to the Registrar that the seal was affixed under proper authority, and that the instrument is binding on the corporation whose seal it bears.

“(2) Nothing in subsection (1) of this section requires a company under the Companies Act 1955 or the Companies Act 1993, as the case may be, whether or not it has a common seal, to execute an instrument by affixing a common seal.

“(3) A company under the Companies Act 1955 or the Companies Act 1993, as the case may be, whether or not it has a common seal, may execute any instrument in any of the modes specified in section 42 (1) (a) of the Companies Act 1955 or section 180 (1) (a) of the Companies Act 1993, as the case may require; and any instrument purporting to be so executed shall be sufficient proof to the Registrar that the instrument was executed under proper authority, and that the instrument is binding on the company on whose behalf it was so executed.”

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This Act is administered in the Department of Justice.

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