



This legislation is administered by Land Information New Zealand. For more information please see:

Website: <http://linz.govt.nz>

Contact phone: 0064 4 460 0110

Contact address: Po Box 5501, Wellington 6145

Withholding Information under the Land Transfer Act 2017 Standard 2018

This Standard is made under section 236 of the Land Transfer Act 2017 by the Registrar-General of Land

Contents

		Page
1	Title	1
2	Commencement	1
3	Purpose	2
4	Interpretation	2
	Withholding period applications	
5	Timeframe for Decisions	2

Withholding Information under the Land Transfer Act 2017 Standard 2018

1 Title

This is the Withholding Information under the Land Transfer Act 2017 Standard 2018.

2 Commencement

This Standard comes into force on 12 November 2018.

3 Purpose

To set timeframes for decisions under section 42 of the Act.

4 Interpretation

In this standard, the definitions in the Act apply, and unless the context otherwise requires,—

Act means the Land Transfer Act 2017

Application means an application for a decision

Decision is the grant or refusal of a withholding period

LINZ means Land Information New Zealand

LINZ staff means employees of the Chief Executive of LINZ with appropriate delegation from the Registrar-General of Land

Withholding Period means the period of time in which information is withheld in accordance with section 41 of the Act.

Withholding period applications

5 Timeframe for Decisions

- (1) Where an application complies with the requirements of section 42 of the Act and is supported by an order under subsections 42(3)(a) or (b) of the Act, LINZ staff must make a decision and notify the applicant of that decision without delay, and no later than 3 working days after receipt of the application.
- (2) Where an application which complies with the requirement of section 42 of the Act is not supported by an order under subsections 42(3)(a) or (b) of the Act, LINZ staff must without delay and no later than 10 working days from receipt of the application either:
 - (a) make a decision and notify the applicant of that decision; or
 - (b) request further information from the applicant if required.
- (3) Where further information has been requested under subclause 5(2)(b), LINZ staff must without delay and no later than 10 working days from receipt of the information either:
 - (a) make a decision and notify the applicant of that decision where the requirements of section 42 are satisfied; or
 - (b) request further information if the requirements in section 42 are still not satisfied.
- (4) There is no limit to the number of times further information may be requested, and there is no obligation to continue requesting further information beyond what is reasonable in the circumstances.

Made at Wellington on 8 October 2018.

Robbie Muir
Registrar-General of Land

Explanatory note

This note is not part of the legislation, but is intended to indicate its general effect.

The Withholding Information under the Land Transfer Act 2017 Standard 2018 does not add costs to applications for withholding information. The standard generally directs the Registrar's delegate to follow certain steps which have "*de minimis*" business impacts and that avoid potentially significant impacts of wrongful release of or withholding information in the Register.