

Laws 301 - Property Law

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'Armory v Delamirie (1722) 1 Stra 505 (KB)'

<[https://1.next.westlaw.com/Link/Document/FullText?findType=g&serNum=1753068666&pubNum=4930&originatingDoc=I8FC9E02051FD11DC8D33E7B51BBD161E&refType=UD&originationContext=document&transitionType=DocumentItem&contextData=\(sc.DocLink\)&sp=nz-wln-VicUWell](https://1.next.westlaw.com/Link/Document/FullText?findType=g&serNum=1753068666&pubNum=4930&originatingDoc=I8FC9E02051FD11DC8D33E7B51BBD161E&refType=UD&originationContext=document&transitionType=DocumentItem&contextData=(sc.DocLink)&sp=nz-wln-VicUWell)>

'Asher v Whitlock (1865) LR 1 QB 1' [1832] Law journal reports. New series

Bennion, Tom, New Zealand Land Law (Brookers, 2nd ed, 2009)

Bennion, Tom, New Zealand Land Law (Brookers, 2nd ed, 2009)

Burrows, Andrew (ed), 'William Swadling "Property: General Principles" in Andrew Burrows (Ed) English Private Law (2nd Ed, Oxford University Press, Oxford, 2007)' in English Private Law (Oxford University Press, 2013)

<<http://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780199661770.001.0001/acprof-9780199661770-chapter-4>>

Clarke, Alison and Paul Kohler, Alison Clarke and Paul Kohler Property Law: Commentary and Materials (Cambridge University Press, Cambridge, 2005) at 259-261, vol Law in context (Cambridge University Press, 2005)

<<https://ebookcentral.proquest.com/lib/vuw/reader.action?docID=243990&ppg=307>>

'Felix S Cohen "Dialogue on Private Property" (1954-1955) Rutgers L Rev 357'

<http://digitalcommons.law.yale.edu/cgi/viewcontent.cgi?article=5362&context=fss_papers>

Hammond, RG, Personal Property: Commentary and Materials (Oxford University Press, Rev. ed, 1992)

Hinde, GW et al, Principles of Real Property Law (LexisNexis, Academic ed, 2007)

'Lindy Wilmott and Bill Duncan "Clogging the Equity of Redemption: An Outmoded Concept?" (2005) 2 (1) Law and Justice Journal 35' Law and Justice Journal

<[http://tewaharoa.victoria.ac.nz/primo_library/libweb/action/display.do?frbrVersion=4&tabs=viewOnlineTab&ct=display&fn=search&doc=TN_informit_apaft742996396259218&indx=1&reclids=TN_informit_apaft742996396259218&reclidxs=0&elementId=0&renderMode=poppedOut&displayMode=full&frbrVersion=4&vid=VUW&mode=Basic&mulExcFctN=facet_rtype&mulExcFctN=facet_rtype&fctExcV=reviews&fctExcV=newspaper_articles&tab=all&rftExcGrp=%3F&rftExcGrp=%3F&dscnt=0&vl\(freeText0\)=Lindy%20](http://tewaharoa.victoria.ac.nz/primo_library/libweb/action/display.do?frbrVersion=4&tabs=viewOnlineTab&ct=display&fn=search&doc=TN_informit_apaft742996396259218&indx=1&reclids=TN_informit_apaft742996396259218&reclidxs=0&elementId=0&renderMode=poppedOut&displayMode=full&frbrVersion=4&vid=VUW&mode=Basic&mulExcFctN=facet_rtype&mulExcFctN=facet_rtype&fctExcV=reviews&fctExcV=newspaper_articles&tab=all&rftExcGrp=%3F&rftExcGrp=%3F&dscnt=0&vl(freeText0)=Lindy%20)>

Wilmott%20and%20Bill%20Duncan%20%E2%80%9CClogging%20the%20Equity%20of%20Redemption%3A%20an%20outmoded%20Concept&dstmp=1471765408912>

Merrill, Thomas W and Henry E Smith, *The Oxford Introductions to U.S. Law: Property*, vol Oxford introductions to U.S. law (Oxford University Press, 2010)

Richard Boast *The Native Land Court 1862-1887: A Historical Study, Cases, and Commentary* (Brookers NZ, Auckland, 2013) 756–781

Richard Calnan *Proprietary Rights and Insolvency* (Oxford University Press, Oxford, 2010) at [2.01]–[2.29] (Oxford University Press)

S Rowton Simpson, 'The Torrens System' in *Land Law and Registration* (Cambridge University Press, 1976)

'Simon Roberts "More Lost Than Found" (1982) 45 MLR 683'
<<http://onlinelibrary.wiley.com/doi/10.1111/j.1468-2230.1982.tb02501.x/epdf>>

Tait, Emma, 'Liability of Lessees and Assignees of Commercial Leases in New Zealand.' (2008) 39(2) *Victoria University of Wellington Law Review*
<[http://tewaharoa.victoria.ac.nz/primo_library/libweb/action/display.do?frbrVersion=3&tabs=viewOnlineTab&ct=display&fn=search&doc=TN_gale_ofa189636828&indx=1&reclds=TN_gale_ofa189636828&recldxs=0&elementId=0&renderMode=poppedOut&displayMode=full&frbrVersion=3&dscnt=0&vl\(547469497UI0\)=any&mode=Basic&vid=VUW&tab=all&dstmp=1492334086973&frbg=&frbrVersion=3&viewAllItemsClicked=false&scp.scps=scope:\(JNZS_vuw_ac_nz\),scope:\(Exams_vuw_ac_nz\),scope:\(NZJIR_vuw_ac_nz\),scope:\(researcharchive_vuw_ac_nz\),scope:\(NZREF_vuw_ac_nz\),scope:\(AJL_vuw_ac_nz\),scope:\(LEW_vuw_ac_nz\),scope:\(KOTARE_vuw_ac_nz\),scope:\(NZAROE_vuw_ac_nz\),scope:\(64VUW\),primo_central_multiple_fe&tb=t&srt=rank&dum=true&selectedLocation=&vl\(freeText0\)=emma tait](http://tewaharoa.victoria.ac.nz/primo_library/libweb/action/display.do?frbrVersion=3&tabs=viewOnlineTab&ct=display&fn=search&doc=TN_gale_ofa189636828&indx=1&reclds=TN_gale_ofa189636828&recldxs=0&elementId=0&renderMode=poppedOut&displayMode=full&frbrVersion=3&dscnt=0&vl(547469497UI0)=any&mode=Basic&vid=VUW&tab=all&dstmp=1492334086973&frbg=&frbrVersion=3&viewAllItemsClicked=false&scp.scps=scope:(JNZS_vuw_ac_nz),scope:(Exams_vuw_ac_nz),scope:(NZJIR_vuw_ac_nz),scope:(researcharchive_vuw_ac_nz),scope:(NZREF_vuw_ac_nz),scope:(AJL_vuw_ac_nz),scope:(LEW_vuw_ac_nz),scope:(KOTARE_vuw_ac_nz),scope:(NZAROE_vuw_ac_nz),scope:(64VUW),primo_central_multiple_fe&tb=t&srt=rank&dum=true&selectedLocation=&vl(freeText0)=emma%20tait)>

'Thomas v Times Book Co Ltd [1966] 1 WLR 911 (Ch)' <<http://libguides.victoria.ac.nz/law>>

Tim Murphy, Simon Roberts and Tatiana Flessas *Understanding Property Law* (4th Ed, Sweet & Maxwell, London, 2004) at 1–5, vol *Understanding law* (Sweet & Maxwell, 4th ed)

'Yanner v Eaton [1999] HCA 53'
<<http://www.austlii.edu.au/au/cases/cth/HCA/1999/53.html>>

Aicken & Son v Bradley [1916] NZLR 659 (SC) *New Zealand Law Reports*

Apple Fields Ltd v Damesh Holdings Ltd [2001] 2 NZLR 586 (CA) *New Zealand Law Reports*

Ashby v Tolhurst [1937] 2 KB 242 (CA)

Assets v Mere Roihi [1905] AC 176 (PC)

Attorney-General v Ngati Apa [2003] 3 NZLR 643 (CA) *New Zealand Law Reports*

Bahr v Nicolay (No 2) [1988] 164 CLR 604 CLR

Barry v Fenton [1952] NZLR 990 (SC) New Zealand Law Reports

Bartle v GE Custodians [2010] NZCA 174, [2010] 3 NZLR 601 New Zealand Law Reports

Barton Ginger and Company, Limited v Wellington Harbour Board [1951] NZLR 673 New Zealand Law Reports

Bay Flight 2012 Ltd v Flight Care Ltd [2012] NZAR 436

Beale v Tihema Te Hau (1905) 24 NZLR 883 (SC)

Biggs v Hoddinott [1898] 2 Ch 307 (Engl CA)

Boatspray Ltd v The Ship "Shengala" HC Auckland, CIV-2009-404-002524, 28 August 2009

Bognuda v Upton & Shearer Ltd [1972] NZLR 741 (CA) New Zealand Law Reports

Boyd v Mayor of Wellington [1924] NZLR 1174 (CA) (Stout CJ)

Boyer v Mccracken [2017] NZHC 755

Breskvar v Wall (1971) 126 CLR 376 (HCA)

Brian Green Properties (1971) Ltd v Bindon Holdings Ltd [2016] NZHC 1993

Brian Green Properties (1971) Ltd v Bindon Holdings Ltd [2016] NZHC 2847

Buckinghamshire Council v Moran [1990] Ch 623 (CA)

Cassegrain v Gerard Cassegrain & Co Pty Ltd [2015] HCA 2

City of London Corp v Fell [1993] QB 589

Cohen v Sellar [1926] 1 KB 536

Crown Money Corporation Ltd v Pink-Martin HC Auckland CIV-2008-404-000297, 5 September 2008

Davey v Baker [2016] NZCA 313

Davis v Lethbridge [1976] 1 NZLR 689 New Zealand Law Reports

Dollars and Sense Finance Ltd v Nathan (2008) 9 NZCPR 116 (SC)

Doodeward v Spence (1908) 6 CLR 406 (HCA)

Downsview Nominees Ltd v First City Corporation Ltd [1993] 1 NZLR 513 (JC) New Zealand Law Reports

Duncan v McDonald [1997] 3 NZLR 669 (CA)

Edwards v Newland & Co [1950] 2 KB 534 (CA)

Efstratiou v Glantschnig [1972] NZLR 594 (CA)

Fairclough v Swan Brewery Co Ltd [1912] AC 565 (HL)

Fatac Ltd (In Liquidation) v Commissioner of Inland Revenue [2002] 3 NZLR 648 New Zealand Law Reports

Frazer v Walker [1967] 1 AC 569 (PC) (headnote)

GE Custodians v Bartle [2010] NZSC 146, [2011] 2 NZLR 31 New Zealand Law Reports

German v Chapman [1877] 7 Ch D 271

Gibbs v Messer [1891] AC 248 (PC)

Graham v Portacom New Zealand Ltd [2004] 2 NZLR 528 (HC) New Zealand Law Reports

Greenslade v Honeymoon Bay Holdings [2012] NZHC 3346

Harnden v Collins [2010] 2 NZLR 273 New Zealand Law Reports

Harris v Fitzmaurice [1956] NZLR 975 (SC)

Haywood v The Brunswick Permanent Benefit Building Society [1881] 8 QBD 403

Housing Corporation v Māori Trustee [1988] 2 NZLR 662 (HC)

J S Brookshank & Co (Australasia) Ltd v EXFTX Ltd [2009] NZCA 122

Jansen v Mansor (1995) 3 NZConvC 192,111 (CA)

Jocelyn Edwards; Re the estate of the late Mark Edwards [2011] NSWSC 478 Health law
Personal property

Jones v Morgan [2001] EWCA Civ 995 (Engl CA)

Kalmac Property Consultants Ltd v Delicious Foods Ltd [1974] 2 NZLR 631 New Zealand Law Reports

Kingfish Lodge (1993) Ltd v Archer [2000] 3 NZLR 364 (CA) New Zealand Law Reports

Knightsbridge Estates Trust Ltd v Byrne [1939] Ch 441 (Engl CA)

Knowles v Henderson [1991] 1 NZ ConvC 190,704

Knowles v Henderson [1992] 2 NZ ConvC 191,355

Linden Gardens Trust Ltd v Lenesta Sludge Disposals Ltd [1994] 1 AC 85 (HL)

Lockwood Buildings Ltd v Trust Bank Canterbury Ltd [1995] 1 NZLR 22 (CA) New Zealand

Law Reports

Loke Yew v Port Swettenham Rubber Company [1913] AC 493

Mabo v Queensland (1992) 175 CLR 1 (HCA) CLR

Macken v Jervis [2014] NZHC 3408

McEvoy v McEvoy HC Christchurch CIV-2007-409-002946, 22 May 2008

Miller v Minister of Mines [1963] NZLR 560 (PC)

Moore v Regents of University of California | Westlaw

Murray v BC Group (2003) Ltd [2010] NZCA 163, [2010] 3 NZLR 590 New Zealand Law Reports

National Crime Authority v Flack [1998] 156 ALR 501 (FCA) FCR

Nordern v Blueport Enterprises Ltd and Others [1996] 3 NZLR 450 (HC) New Zealand Law Reports

Official Assignee of Palmer v Sharpe [1921] NZLR 460 New Zealand Law Reports

P & A Swift Investments v Combined English Stores Group Plc [1989] AC 632

Parker v British Airways [1982] 1 QB 1004; [1982] 1 All ER 834; [1982] 2 WLR 503

Peacock v Custins [2002] 1 WLR 1815

Percival v Dunn (1885) 29 Ch 128

Phillips v Brooks [1919] 2 KB 243 (KB)

Polymer Systems (1999) Ltd v Montgomerie [2002] 3 NZLR 383 New Zealand Law Reports

Power Farming NZ Ltd v McCaw Contracting Ltd [2017] NZHC 441

Public Trust v Ottow [2009] 10 NZCPR 879 (HC)

Rabobank New Zealand Ltd v McAnulty [2011] 3 NZLR 192 New Zealand Law Reports

Re Ellenborough Park [1956] Ch 131

Regis Property Co Ltd v Dudley [1959] AC 370

Robot Arenas v Waterfield [2010] EWHC 115 (QB)

Salt of the Earth v Finer [2008] NZHC 1137, (2008) 9 NZCPR 563 (HC)

Smith v Jones [2014] NZHC 2674

Southland Hospital Board v Perkins Estate [1986] 1 NZLR 373 New Zealand Law Reports

Southwark BC v Mills [1999] 4 All ER 449

Squally Cove Forestry Partnership v Wagg [2013] 3 NZLR 793 New Zealand Law Reports

Stanhill Pty Ltd v Jackson [2005] 12 VR 224 Real property Restrictive covenants Proceedings to discharge, extinguish or modify Restriction obsolete or reasonable user of land impeded Victoria Real property Restrictive covenants Proceedings to discharge, extinguish or modify No substantial injury Victoria

Stiassny v Commissioner of Inland Revenue [2013] 1 NZLR 453 New Zealand Law Reports

StockCo Ltd v Gibson [2012] NZCA 330; [2012] 10 NZBLC 99-709

Stockco Ltd v Walker [2011] NZAR 669

Sutton v O'Kane [1973] 2 NZLR 304 (CA)

T A Dallaca Ltd v PDL Industries Ltd [1992] 3 NZLR 88 (HC) New Zealand Law Reports

Taitapu Gold Estates v Prouse [1916] NZLR 825 (HC)

Tamworth Industries Ltd v Attorney-General [1991] 3 NZLR 616 (HC) New Zealand Law Reports

The Pioneer Container [1994] 2 AC 324 (PC)

Toll Logistics (NZ) Ltd v McKay [2011] 2 NZLR 601 New Zealand Law Reports

Tram Lease Ltd v Croad [2003] 2 NZLR 461 (CA) New Zealand Law Reports

Tse Kwong Lam v Wong Chit Sen [1983] 1 WLR 1349

Tulk v Moxhay (1848) 41 ER 1143

Wellington Racing Club v Symons [1923] NZLR 1 New Zealand Law Reports

Westpac New Zealand Ltd v Clark [2010] 1 NZLR 82 (SC) (Elias CJ)

Westpac v Clark [2009] NZSC 73, [2010] 1 NZLR 82 (SC) New Zealand Law Reports

Williams v Williams [1956] NZLR 970 New Zealand Law Reports

Wood Bay Enterprises Ltd v Wise [2012] NZHC 1136

Yearworth v North Bristol NHS Trust [2009] EWCA Civ 37

Zhao v Huang [2014] NZHC 132

Land Transfer Amendment Act 1963, S3

Personal Property Securities Act 1999

Property Law Act 1952, s 130

'Hill v Tupper (1863) 2 H & C 122'

<[https://1.next.westlaw.com/Link/Document/Blob/I41F557C0BE6F11E08907CB01B3922728.pdf?targetType=inline&originationContext=document&transitionType=DocumentImage&uniqueId=96d9aca9-8055-42a2-96f2-4b8cd3fd10f5&contextData=\(sc.DocLink\)&sp=nz-wIn-VicUWell](https://1.next.westlaw.com/Link/Document/Blob/I41F557C0BE6F11E08907CB01B3922728.pdf?targetType=inline&originationContext=document&transitionType=DocumentImage&uniqueId=96d9aca9-8055-42a2-96f2-4b8cd3fd10f5&contextData=(sc.DocLink)&sp=nz-wIn-VicUWell)>