

Reprint
as at 12 November 2018



**Canterbury Property Boundaries and Related Matters
Act 2016**

Public Act 2016 No 40
Date of assent 29 August 2016
Commencement see section 2

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This Act is administered by Land Information New Zealand.

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|----|--|---|
| 10 | Boundary adjustment that follows moved boundaries is not subdivision <i>Earlier surveys and boundary determinations</i> | 4 |
| 11 | No liability in relation to certain earlier surveys and boundary determinations <i>Related amendment to Cadastral Survey Act 2002</i> | 5 |
| 12 | Section 7 amended (Functions and duties of Surveyor-General) | 5 |
| | Schedule 1 Transitional, savings, and related provisions | 6 |

The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Canterbury Property Boundaries and Related Matters Act 2016.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

Part 1

Preliminary provisions

3 Purpose

The purpose of this Act is to—

- (a) provide certainty to surveying and titles in greater Christchurch following the Canterbury earthquakes:
- (b) support the planning, rebuilding, and recovery of affected communities, including the repair and rebuilding of land, infrastructure, and other property in greater Christchurch:
- (c) maintain public confidence in the cadastre.

4 Interpretation

In this Act, unless the context otherwise requires,—

cadastral survey and **cadastre** have the meanings given by section 4 of the Cadastral Survey Act 2002

Canterbury earthquakes means any earthquake in Canterbury in the period starting on 4 September 2010 and ending on 13 February 2022, and includes any aftershock in that period

greater Christchurch means the districts of the Christchurch City Council, the Selwyn District Council, and the Waimakariri District Council, and includes the coastal marine area adjacent to those districts

interim period means the period starting on 4 September 2010 and ending on the commencement of this Act

landslip means the movement by way of falling, sliding, or flowing of materials that—

- (a) formed an integral part of the ground before the movement; but
- (b) had become loose material after the movement (other than by liquefaction).

5 Transitional, savings, and related provisions

The transitional, savings, and related provisions (if any) set out in Schedule 1 have effect according to their terms.

6 Act binds the Crown

This Act binds the Crown.

Part 2

Boundary movement provisions

Boundaries to be determined on basis of boundary movement

7 Application of boundary provisions

Sections 8 and 9 apply to all boundaries that determine the spatial extent of land (whether horizontal or vertical boundaries, and including moveable boundaries), including the boundaries—

- (a) in any cadastral survey or the cadastre; or
- (b) of any estate or interest in land or any title to land.

8 Boundaries redefined as moving with movement of land caused by Canterbury earthquakes

- (1) The boundaries within greater Christchurch on and from the commencement of this Act are redefined as set out in this section.
- (2) The boundaries are deemed to have moved or to move with the movement of land caused by the Canterbury earthquakes (whether the movement was horizontal or vertical, or both), unless the movement was a landslip.
- (3) To avoid doubt, nothing in this section affects—
 - (a) the validity of an estate or interest in land, and the land (as moved) continues to be the same land, and affected by the same interests, as before the movement: