

Newsletter - December 2003

I am my trust...or am I?

If you are a trustee - are you familiar with your obligations when dealing with Trust assets? If you treat your Family Trust's assets as a extension of own assets, you run the risk of being found to have committed a breach of trust, and could be personally liable for repercussions of that breach...[MORE](#)

Relationship of Short Duration

The Property (Relationships) Act 1976 ('the Act') has been in place since February 2002 and the Courts are slowly gathering together a collection decisions to guide practitioners and their clients through the new provisions and issues that were introduced...[MORE](#)

On a Mission for Commission

When can a real estate agent claim a commission? A standard sale and purchase agreement contains a general authority for an agent to sell the property. By signing the agreement, you appoint and confer an entitlement to commission upon the agent listed in the agreement. An agent becomes entitled to commission as soon as a purchaser enter into a binding, unconditional contract with the vendor, regardless of whether or not the sale is ever completed...[MORE](#)

Landlocked Land

One way in which owners can have land lawfully taken from them is under section 129B of the Property Law Act 1952. This section provides that access may be granted to an owner of landlocked land for the purpose of providing relief from lack of access. Obviously, to provide that relief the Court must make an order against the owner of the neighbouring land to allow access...[MORE](#)

Stood Down?!! Suspend?!!

A principal of a school can stand down or suspend your child if satisfied on reasonable grounds:

- that there has been gross misconduct or continual disobedience that is a harmful or dangerous example to other students, or
- where it is likely that your child's behaviour will cause serious harm to themselves or another student

There are no hard and fast rules about what will constitute gross misconduct or continual disobedience ...[MORE](#)