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A TO Z OF NEW ZEALAND LAW
AVAILABLE TOPICS

ACCIDENT COMPENSATION

Accident Compensation provides an authoritative treatment of the law of accident compensation in New Zealand. Accident Compensation details the relationship of accident compensation to the Common Law, including the ambit of cover and non-compensatory damages, and the operation of the accident compensation regime, including rehabilitation; weekly and lump sum compensation; dependants and other survivors; the Code of Claimants’ Rights; dispute resolution; funding; the Accident Compensation Corporation; and social security.

Accident Compensation is drawn from The Law of Torts in New Zealand by General Editor Stephen Todd, Bill Atkin, Ursula Cheer and Cynthia Hawes.

ALTERNATIVE DISPUTE RESOLUTION - ARBITRATION

Alternative Dispute Resolution - Arbitration is a comprehensive treatment of the law of arbitration in New Zealand, providing detailed coverage of all the essential features of arbitration in New Zealand. Arbitration includes both detailed commentary on the Arbitration Act 1996 and New Zealand and overseas case law relevant to New Zealand’s arbitration law as well as guidance on the practice of arbitration.

Alternative Dispute Resolution - Arbitration is drawn from Arbitration by Anthony Willy.

ANIMALS

Animals provides a detailed treatment of New Zealand’s animal welfare legislation and Codes of Welfare. It explains the practical implications of different animal laws as well as the philosophical and historical background to the development of those laws, and canvases animal rights, the use of animals in research and testing, transport of livestock, dog control officers and powers, veterinary law, and much more.

Animals is drawn from Animal Law in New Zealand by Neil Wells.

CHARITIES

Charities is a detailed and authoritative commentary on New Zealand’s law of charity and charitable trusts.

Charities details the nature of charitable trusts, the concepts of charitable purpose and public benefit and the legal tests that various types of trust must meet in order to be recognised as trusts enjoying charitable status.

Charities also provides a practical and useful guide to the variation and administration of charitable trusts.

Charities is drawn from Law of Charity by Juliet Chevalier-Watts.

BANKRUPTCY

Bankruptcy provides a full treatment of the statutory scheme of bankruptcy in the Insolvency Act 206 and its alternatives.

Bankruptcy is drawn from The Law of Insolvency in New Zealand by Lynne Taylor and Grant Slevin.

ADMINISTRATIVE LAW

Administrative Law provides an authoritative treatment of administrative law in New Zealand, detailing all aspects of administrative law including Judicial Review, Illegality, Unreasonableness, Procedural Impropriety, Delegated Legislation, Public Law Remedies and the Bill of Rights.

Administrative Law is drawn from Constitutional and Administrative Law in New Zealand by Philip Joseph, the authoritative text on public law in New Zealand. The author is an acknowledged authority on New Zealand constitutional and administrative law.

CIVIL PROCEDURE

Civil Procedure provides a clear and concise overview of the principles, themes and practical requirements that underpin the system of civil procedure in New Zealand.

Civil Procedure includes: jurisdiction; parties who can bring a claim and be involved in proceedings; types of proceeding; pleadings, affidavits and forms; service of documents; defendant’s response; interlocutory procedures; protection of litigants; discovery, interrogatories and other matters; disposing of proceedings; appeals and other remedies; and costs.

Civil Procedure is drawn from Principles of Civil Procedure by Andrew Beck.
**COMMERCIAL LAW - E-COMMERCE**

Commercial Law - E-Commerce provides an invaluable guide to the legal concepts underpinning, and the law regulating, online business. Commercial Law - E-Commerce explains how online businesses can conduct themselves appropriately and what steps can be taken to better protect trademarks, technical systems and sales operations.

Commercial Law - E-Commerce is drawn from E-Commerce and the Law by Susan Corbett and Alexandra Sims.

**COMMERCIAL LAW - SECURITIES**

Commercial Law – Securities provides a clear understanding of the range of complex and often interrelated areas of law governing secured transactions. It brings together property law, real and personal property securities law, consumer credit law, insolvency law, and the law of personal guarantees.

Commercial Law – Securities is drawn from The Law of Secured Credit by Barry Allan.

**COMPANY LAW**

Company Law provides a comprehensive treatment of New Zealand company and securities law and regulations, from the choice of business structures through corporate governance, takeovers, amalgamations and arrangements and financial markets law.

Company Law includes: an introduction to company and securities legislation in New Zealand; an overview of business structures; company formation, constitutions, shareholder agreements and corporate personality; corporate transactions and liability; corporate governance; management and power within a company; shareholders’ meetings; boards of directors; duties of directors; protection of creditors; accounts and disclosure; enforcement of management duties; remedies for breach of directors’ duties; controlling shareholders, including limits on powers and minority buy-out rights; derivative actions; unfair prejudice; corporate finances; securities law, including regulation of the primary market and secondary markets; the Financial Markets Conduct Act; and takeovers, amalgamations and arrangements.

Company Law is drawn from Company and Securities Law in New Zealand by General Editors Professor J H Farrar and Susan Watson, Lynne Taylor, Shelley Griffiths, Matthew Berkahn, Lindsay Trotman, David Cooper and Doug Tennent.

**CRIMINAL LAW**

Criminal Law provides in-depth analysis of criminal law in New Zealand, including expert treatment of the rules, underlying principles, and policies governing criminal liability.

Criminal Law includes: actus reus; mens rea; strict and absolute liability; secondary participation; vicarious and corporate liability; inchoate offences; infancy; insanity; intoxication; compulsion; duress; mistake; self-defence and defence of property; culpable homicide; violent offences; sexual offences; theft and receiving; deception; principles underlying the moral limits of criminalisation.

Criminal Law is drawn from Principles of Criminal Law by Andrew P Simester and Warren J Brookbanks.

**CRIMINAL JUSTICE - PAROLE**

Criminal Justice - Parole provides an overview of the Parole Act 2002, discussion of the structure and functions of the Parole Board and a detailed commentary on the parole system in New Zealand.

It covers all the major aspects of parole practice and procedure, including eligibility for parole, consideration for parole, criteria for release on parole, information for parole hearings, the parole hearing, assessing risk, progression from prison inmate to parolee and conditions of release.

Criminal Justice - Parole also covers the important topics of victims, the prison network, programmes in prisons, reviews and appeals, recall to prison, extended supervision orders, and parole and the media.

Criminal Justice - Parole is drawn from Parole in New Zealand: Law and Practice by David Mather.

**CONSTITUTIONAL LAW**

Constitutional Law provides an authoritative treatment of constitutional law in New Zealand. Constitutional Law is drawn from Constitutional and Administrative Law in New Zealand by Philip A Joseph.

Constitutional Law includes: sources of the Constitution; Treaty of Waitangi; development of the Constitution; rule of law; separation of powers; coventions of the Constitution; civil, political and human rights; Parliament; constitutional entrenchment; the Crown; the Executive; and the Courts.
Criminal Law - Youth Justice addresses the law, theory and practice behind the New Zealand youth justice system. It discusses the principles, legislation and policies governing the operation of the youth justice system, as well as exploring practice and procedure in the distinctive Youth Court jurisdiction.

It critiques the recent major reforms to the system, including the new powers to prosecute children and the new and expanded Youth Court orders, breaking down the changes and providing current guidance.

Criminal Law - Youth Justice is drawn from Youth Justice in New Zealand by Nessa Lynch.

Criminal Procedure provides authoritative and clear guidance on the procedures that need to be followed at every stage from arrest through to trial. Criminal Procedure is relevant to all criminal lawyers who need a thorough understanding of the changes to criminal procedure made by the Criminal Procedure Act 2011.

Criminal Procedure includes: initiation of proceedings and the process until first appearance; first appearance, bail, suppression orders, fitness to plead and stand trial; initial case management procedure; pleas; pre-trial evidence and procedural issues; course of trial; determining the facts; duties of counsel; retrials following acquittal; sentencing process; appeals; youth justice; restorative justice; victims in the criminal justice process.

Criminal Procedure is drawn from Criminal Procedure in New Zealand, by Jeremy Finn, Don Mathias and Ron Mansfield.

Environment and Natural Resources is an in depth commentary on the range of distinct but often interconnected areas of law that comprise the field of environmental law.

Editors Hon Peter Salmon and David Grinlinton, lead a team of New Zealand’s most highly regarded academics and practitioners, all of whom provide expert commentary on different aspects of this diverse area of law and policy.

Environment and Natural Resources includes: sustainability and the law; relevance of international environmental law; Treaty of Waitangi and Maori issues; institutional and governance structures; Resource Management Act 1991; land use; water management; air pollution; heritage protection; and compliance and enforcement.

Environment and Natural Resources is drawn from Environmental Law in New Zealand.

Equity provides an authoritative treatment of the law of equity in New Zealand, including fiduciary relationships, equitable remedies and defences and equity in the context of other legal topics, such as joint ventures, family law, restitution and Maori law.

Equity is drawn from Equity and Trusts in New Zealand, by General Editor Andrew Butler, James Every-Palmer, Brooke Gibson, Jessica Palmer, Jeff Kenny, Nicola Peart, Geoff McLAY, Justice Stephen Kos, Jacinta Ruru, Malcolm Wallace, Jared Ormsby, Terry Sissons and Tim Clarke.

Health Law is an authoritative account of the law relating to medical and health care law in New Zealand.

Health Law includes: regulation of health; The Code of Patients’ Rights; the provision and standard of care; consent; health information; mental health and intellectual disability; the beginning of life; the end of life; human tissue and coroners; and the public health.

Health Law is drawn from Health Law in New Zealand.
**INSOLVENCY**

Insolvency provides a comprehensive explanation of New Zealand insolvency law, covering corporate collapse, receivership, compromises with creditors, voluntary administration and liquidation.

Insolvency is drawn from The Law of Insolvency in New Zealand by Lynne Taylor and Grant Slevin.

**INSURANCE**

Insurance is a comprehensive guide to all major aspects of insurance law in New Zealand and an indispensible reference work for all New Zealand law practitioners.

Insurance draws upon New Zealand insurance law and a body of insurance jurisprudence of over 1000 New Zealand cases, as well as setting out and principles developed by the English courts and refined by the Australian courts.

Insurance is drawn from Colinvaux’s Law of Insurance in New Zealand by Robert Merkin and Chris Nicoll.

**LOCAL GOVERNMENT**

Local Government provides an authoritative treatment of the law relating to local government and local authorities and deals with all aspects of the law affecting local authorities.

Local Government includes: the structure and purpose of local authorities; powers and administrative principles; civil liability of local authorities; local elections and polls; governance and decision-making; planning and financial management; member responsibility and audit; public meetings and official information; officers and employment; local authority.

Local Government is drawn from Local Authorities Law in New Zealand by Kenneth Palmer.

**PRIVACY**

Privacy provides a comprehensive treatment of the law of privacy, including considerations such as the concept of privacy and its status in the law, privacy and competing interests, the development of the tort of invasion of privacy, the limited statutory protection of privacy and the application of privacy law in various contexts.

Privacy includes: concepts and sources of privacy law; Maori concepts and privacy; an analysis of the Privacy Act 1993; the tort of invasion of privacy; surveillance; healthcare, mental health and privacy; media regulation; privacy and employment; privacy, children and the Family Court; privacy and reality television; privacy and new technologies; future directions in privacy law.

Privacy is drawn from Privacy Law in New Zealand by General Editors Stephen Penk and Rosemary Tobin, Hon Judge David Harvey, Bill Hodge, Khylee Quince, Stephen Penk, Donna Maree Cross, Natalya King, Pauline Tapp, and Warren J Brookbanks.

**INTELLECTUAL PROPERTY**

Intellectual Property provides an authoritative treatment of the key principles of intellectual property law in New Zealand and covers patents, plant variety rights, copyright, layout designs, trademarks, domain names, and passing off.

Intellectual Property is drawn from James & Wells Intellectual Property Law in New Zealand.

**REMEDIES**

Remedies provides a definitive reference point for practitioners, judges and others seeking to find the appropriate remedy for liability in civil law in New Zealand.

Remedies includes: remedies in contract and tort; equitable damages; damages under the New Zealand Bill of Rights Act 1990; permanent and interim injunctions; freezing and seizing orders; specific performance and restitutionary remedies; proprietary remedies; statutory discretion as to remedies; exemplary damages; aggravated damages; declaratory relief; contribution; civil remedies in relation to the Official Information Acts, Privacy Act 1993 and Human Rights Act 1993; limitations on remedies; taxation of monetary awards; and costs.

Remedies is drawn from Civil Remedies in New Zealand by Consulting Editor Rt Hon Sir Peter Blanchard, Rachael Schmidt-McCleave, David McLay, Maree Chetwin, Geoff McLay, Bevan Marten, Johanna Drayton, Andrew Barker, Justice Stephen Kos, Charles Rickett, Andrew McIntyre, Andrew Beck and Jessica Palmer.
**TAXATION - GENERAL**

*Taxation* analyses all the major areas of taxation as they are applied in New Zealand, taking a practical and uncomplicated approach to the principles of laws of taxation.

*Taxation* includes: income from individuals; income from business; and income from properties; financial arrangements; deductions; depreciation; trading stock; losses; calculating tax; tax payments; the taxation of companies, partnerships and trusts, charities and primary industries; environmental tax; international tax; fringe benefit tax; goods and services tax; tax administration; disputes and penalties; tax avoidance; tax planning; and social assistance.

*Taxation* is drawn from *New Zealand Taxation* by James Coleman, Sam Davies, Craig Elliffe, Michael Gousmett, Ranjana Gupta, Alistair Hodson, Andrew Maples, Lisa Marriott, Tony Marshall, Frank Scrimgeour, Andrew Smith, Lin Mei Tan, and Peter Vial.

**TAXATION - INTERNATIONAL**

*Taxation – International* provides a clear understanding of the legal principles and concepts that underpin international tax law and cross border transactions and provides practical guidance to assist users to navigate their way through this complex topic.

*Taxation – International* includes: analysis of the history and concept of international taxation and the way in which New Zealand and other nations deal with international taxation transactions; comprehensive coverage of residence-base taxation; source-based taxation; and taxation of source-based income; analysis of double tax agreements; allocation of profits (thin capitalisation).

*Taxation – International* is drawn from *International and Cross-Border Taxation in New Zealand* by international tax law specialist Professor Craig Elliffe.

**TRUSTS**

*Trusts* provides an authoritative treatment of the law of trusts in New Zealand, covering all aspects of trust law.

*Trusts* includes: interpretation and classification of the trust concept; creation of express trusts; trustees, beneficiaries and the powers of trustees; the rules and principles governing capital and income; investment of trust funds; variation and resettlement; breach of trust; charitable trusts, resulting trusts and constructive trusts; secret trusts, mutual wills and donations mortis causa; sham trusts; and trading trusts.

*Trusts* is drawn from *Equity and Trusts in New Zealand*, by James Every-Palmer, Brooke Gibson, Jessica Palmer, Jeff Kenny, Nicola Peart, Geoff McLay, Justice Stephen Kos, Jacinta Ruru, Andrew Butler, Malcolm Wallace, Jared Ormsby, Terry Sissons and Tim Clarke.

**TORT**

*Tort* provides a detailed treatment of the law of torts in New Zealand, assessing the principles of torts in the light of their objectives and likely consequences and giving close attention to the policies underlying the law.

*Tort* includes: trespass to the person; negligence; breach of statutory duty; trespass to land; nuisance; interference with goods, business relations or intellectual property; deliberate falsehoods; defamation; invasion of privacy; abuse of legal procedure; abuse of public office; causation and remoteness of damage; defences; vicarious liability; parties; multiple tortfeasors and contribution; remedies; and discharge of liability.

*Tort* is drawn from *The Law of Torts in New Zealand* by General Editor Stephen Todd, Bill Atkin, Ursula Cheer and Cynthia Hawes.