

Miscellaneous Registers and Files Supreme / High Courts

Miscellaneous registers and files deal with various cases or actions, for example, cases relating to the aged and infirm, matrimonial property applications, changes of name by deed poll, criminal and civil appeals, domestic appeals, applications by solicitors for admission to the bar, or anything else which does not fit into the court's other case file categories. Miscellaneous case files are also known as Agency cases or General cases.

The cases relate to a variety of legislation including:

- Law Practitioners Act 1931, 1955
- Trustee Act 1908
- Family Protection
- Public Works Act 1928, 1957
- Infants Act 1908
- Guardianship of Infants Act 1926
- Companies Act 1953, 1955
- Married Women's Property Act 1952
- Aged and Infirm Persons Protection Act 1912
- Administration Act 1952
- Crimes Act 1908
- Judicature Act 1908
- Land and Income Tax Act 1954
- Land Transfer Act 1952
- Partnership Act 1908
- Summary Proceedings Act 1957
- Town and Country Planning Act 1953
- Wages Protection and Contractors Lien Act 1939
- Workers Compensation Act

This list is not exhaustive.

Note: The Registrar-General of Birth, Deaths, and Marriages has maintained Deed Poll records since 1 April 1954.

Miscellaneous Registers usually include an index to the miscellaneous files by the names of each of the parties involved, as well as by the relevant Act. The main part of the Register lists the legal documents held on each case file, by file number.

Miscellaneous case files include documents such as petitions, motions, affidavits etc, filed with the High Court relating to a specific case.

Access

There are **no restrictions** on access to the **miscellaneous registers**.

Miscellaneous files are subject to a **60 year access restriction**. Therefore files are only open for inspection if the closure date of the file is more than 60 years old. Application can be made to the Registrar/Manager of the relevant High Court for written permission to view a file, if the file falls within the restricted period.

Holdings

Archives New Zealand in Auckland holds the following Supreme/High Court registers and files:

Auckland High Court

Miscellaneous registers	1858-1926	BBAE 4980
Miscellaneous registers – annual no.	1927-1997	BBAE 4981
Civil Pleas/Miscellaneous Indexes	1990-1999	BAZZ 15347
Miscellaneous files*	1858-1926	BBAE 4982
<i>* listed individually in Archway</i>		
Miscellaneous files - annual number*	1927-2002	BBAE 4983
<i>* listed individually in Archway from 1927-1938 and 2000-2002.</i>		

Miscellaneous files are indexed in the registers under the relevant Act until 1965. After this date the files are indexed by the names of each of the parties/companies involved only.

Hamilton High Court

Miscellaneous Registers	1910-1965	BCDG 4153
Miscellaneous Registers	1965-1994	BCDG 4154
Miscellaneous Files*	1910-1965	BCDG 17481
<i>* listed individually in Archway</i>		
Miscellaneous Files	1966-2003	BCDG 17502

Rotorua High Court

Miscellaneous Registers	1973-2000	BAZY 5089
Miscellaneous Files	1973-2000	BAZY 4991

Gisborne High Court

Miscellaneous Registers	1913-1969	BAJI 5811
Miscellaneous Registers	1970-1997	BAJI 5812
Miscellaneous Files*	1900-1969	BAJI 5813
<i>* listed individually in Archway up to 1958</i>		
Miscellaneous Files	1970-1991	BAJI 5814

Whangarei High Court

Whangarei Miscellaneous Registers	1937- 2001	BBNY 10354
Whangarei Miscellaneous Files	1937-1994	BBNY 10458

Paper indexes available in Auckland reading room

Indexes have been created for the series listed below that appear in [Auckland Supreme Court miscellaneous registers - series 4980](#).

These paper indexes are available in the Auckland Reading Room. Many of the files in these series are now listed individually in Archway.

[Company files \(The Companies Act 1908\) - series 5526](#)

These files relate to change of name, alterations or corrections of a company's memorandum of association, liquidation, and voluntary liquidation. Files are noted in the Miscellaneous Registers from 1908-1923, and file numbers 101-214 (1908-1919) are held.

Listed individually in Archway or see blue folder C27 for index.

Some of the following series are wide in scope, and relate to subjects such as mines, railways, guardianship of minors, payment of maintenance of minors, and appointment of trustees. Documents in these petitions include Deeds of Conveyance, Affidavits, and Wills.

[Petitions under the Land Transfer Act - series 5075](#)

Files are noted in the Miscellaneous Registers from 1882-1897.

See blue folder C5 for index.

[Petitions \(involving land\) - series 5531](#)

Files are noted in the Miscellaneous Registers from 1881-1894, and file numbers 11-33 (not inclusive) are held.

Listed individually in Archway or see blue folder C5 for index.

[Sales of Settled Land files - series 5532](#)

Files are noted in the Miscellaneous Registers from 1870-1900, and file numbers 11-24 (not inclusive) 1881-1897 are held.

Listed individually in Archway or see blue folder C5 for index.

[Leases and sales of settled estates - series 5533](#)

Files are noted in the Miscellaneous registers from 1892-1896, and file numbers 7-16 (not inclusive) dated 1892-1897 are held.

Listed individually in Archway or see blue folder C5 for index.

[Law Practitioners files - series 5524](#)

re Law Practitioners Act 1883 and 1908. Files are noted in the Miscellaneous registers from 1887-1926 and file numbers 101-577 (not inclusive) dated 1889-1893 are held. These files consist mainly of applications for enrolment and admission as a solicitor and/or barrister in the then Supreme Court of New Zealand. Other files cover disciplinary actions and disputes between solicitors and clients (e.g. bills of costs for taxation).

Listed individually in Archway or see blue folder C3 for index.

[Maori real estate files - series 5534](#)

(Maori Real Estate Management Act 1888)

Files are noted in the Miscellaneous Registers from 1889-1893 and file numbers 1-23 (not inclusive) are held. These files relate to actions brought to safeguard the interests of infants (minors) who had succession rights to land being leased (and on a few occasions sold and transferred). Trustees were appointed to act on the infant's behalf.

Listed individually in Archway or see blue folder C25 for index.

[Originating summons - series 5522](#)

Files are noted in the Miscellaneous Registers from 1896-1920 and file numbers 1-343 (not inclusive) are held. These files relate to estates, wills, and sundry disputes under the Declaratory Judgements Act 1908, Education Act 1908, and Mortgages Extension Act 1914.

Listed individually in Archway or see blue folder C7 for index.

[Trustees petitions - series 5523](#)

Files are noted in the Miscellaneous Registers from 1858-1920 and file numbers 1-377 (not inclusive) dated 1856-1920 are held. These files relate to matters arising from a person's Will or estate.

Listed individually in Archway or see blue folder C26 for index.

[Lunacy files - Auckland - series 5525](#)

(Lunatics Act 1868, 1882, Lunatics Amendment Act 1891, Mental Defectives Act 1911). Files are noted in the Miscellaneous Registers from 1871-1927 and file numbers 11-42 (not inclusive) dated 1882-1897 are held. Most files relate to petitions made to the Supreme Court by persons wishing to take over the day to day control of the estate of a person who was an inmate of a mental hospital. When the spouse or near relatives were not in a position to handle the estate, or when no relatives could be located in New Zealand, the petition was made by the Public Trustee. Petitions were also made by relatives requesting that an inmate be released into their care.

Listed individually in Archway or see blue folder C27 for index.

[Public libraries - series 5539](#)

Files are noted in the Miscellaneous Registers from 1879-1919.

Listed individually in Archway.

[Public Works - series 5538](#)

Files are noted in the Miscellaneous Registers from 1880-1919 and files are held from 1880-1919 (not inclusive).

No paper index. Use the miscellaneous registers to locate file references.

[Auckland appeals files - series 5528](#)

Files are noted in the registers from 1886-1921 and file numbers 1-303 (not inclusive) are held. Appeals against judgements were made under many Acts including Death Duties, Deceased Person's Estate Duties, Destitute Persons, Employment of Females and others, Factories, Justices of the Peace, Licensing (of Hotels), Mining, Public Health, Stamp Duties, and Thermal Springs District.

See Blue folder C2 for index.

[Admiralty files - series BBAE 5521](#)

Files are noted in the registers from 1886-1980 and file numbers 1-267 (not inclusive) are indexed. Although these files come under the heading "Admiralty" they mostly deal with claims concerning commercial and leisure vessels. Actions brought by the plaintiffs are for such matters as: non-payment of accounts or wages, collision damage, salvage, damage to cargo etc.

See blue folder C4 for index.

[Reciprocal enforcement of foreign judgements - series 5527](#)

Files are noted in the registers from 1926-1953 and file numbers 1-20 (not inclusive) dated 1925-1955 are held. The files relate to the Administration of Judgements Act 1922 and the Reciprocal Enforcement of Judgement Act 1934. They deal with the registration of foreign judgements in the Auckland Supreme Court.

Listed individually in Archway or see blue folder C27 for index.

The following file types are noted in the [Auckland Supreme Court miscellaneous registers - series 4980](#) but the files have not been located:

Life Assurance

Arbitration

Rating Act

Mandamus Writs

Destitute Persons (one entry in the first Miscellaneous Register only)

Public Trust Office (entries in first Miscellaneous Register only).

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