



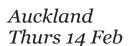
CONFERENCE

CPD TOP-UP DAY

February 2019

Christchurch Tues 12 Feb

Wellington Wed 13 Feb



Live Web Streams Wed 13 Feb







COMMENTS FROM PAST ATTENDEES

"In depth, organised and covered a lot of topics."

"Good learning environment and good presenters."

"Enjoyed the conference – nice balance between a full day of work/presentations and breaks/food. The book is excellent!"

"I like the concept of being able to cover a number of practice areas. Having a varied practice I found that helpful."

CPD TOP-UP DAY

Introduction



In response to practitioner demand, NZLS CLE is delighted to offer you our annual CPD Top-Up Day.

Designed for the busy practitioner to "top up" your year's CPD. A one-day programme offering 7 hours face-to-face CPD together with a bonus 3 hours Online CPD, for you to complete when and where it suits you!

Whatever your level of experience, the programme will provide practical advice on hot topics across a range of practice areas, with a regional focus and presented by an impressive line-up of speakers.

7 + 3 CPD HRS - Special Early Bird rate - Face-to-Face \$485 (incl GST) or Live Web Stream \$465 (incl GST)

BONUS - 3 HOURS ONLINE

Whether you attend in person or attend the Live Web Streams, this offer includes a **Bonus 3 Hours Online CPD.**

HOW IT WORKS

Once you have registered for the CPD Top-Up Day you will be emailed a unique code which you can then use to register for 3 hours of Online CPD. The code is valid for any combination of 1, 1.5 or 2 hours Online CPD modules and is redeemable for six months from date of issue. Terms and conditions apply.

CENTRE CHAIRS

CHRISTCHURCH General Practitioner



John Mackintosh John Mackintosh Consultant Ltd Christchurch

12 February 2019

Face-to-face

WELLINGTON A General Practitioner



Dan Parker Parker & Associates Wellington

13 February 2019

Face-to-face or Web Stream

WELLINGTON B In-house & Govt



Jane Meares Clifton Chambers Wellington

13 February 2019

Face-to-face or Web Stream

AUCKLAND General Practitioner



Matthew Tetley-Jones McVeagh Fleming Auckland

14 February 2019

Face-to-face

PROGRAMME

CHRISTCHUR	RCH Tuesday 12 Feb			
8.00-8.20	REGISTRATION			
8.20-8.25	OPENING Chair: John Mackintosh, John Mackintosh Consultant Ltd, Christchurch			
8.25-9.25	HARD SKILLS FOR THE HUMAN LAWYER MANAGER			
Presenters	In a session for junior and senior lawyers alike, renowned lawyer Kathryn Dalziel and lawyer coach/bona fide "millennial" Katie Cowan join forces to speak on that invigorating subject: Why and how to manage human lawyers. Come for the dry discussion on health and safety obligations, but stay for the wry and sometimes dramatic re-enactments of poor management practice and its effect on one's nervous system. This session will cover: What a human lawyer manager looks like Health and safety obligations, and workplace investigations into complaints The professional hazard of poor mental health and Code of Conduct duties Bullying – how to identify it and what to do about it "Millennials" and other culture myths we can do away with now. Katie Cowan, Symphony Law, Christchurch Kathryn Dalziel, Walker Street Chambers, Christchurch			
9.25-10.15	QUESTIONS YOU NEED TO CONSIDER IN THE COMMERCIAL OFFICE SPACE WHEN ACTING FOR LESSORS/LESSEES			
Presenter	This session will offer you a tool kit on what due diligence is needed when acting for a lessor or for a lessee in the commercial lease space. You will take away a check list of key issues with pointers and various options lawyers need to think about when acting for their clients. Ranui Calman, Greenwood Roche, Christchurch			
10.15-10.35	MORNING TEA			
10.35-11.20	IT'S DÉJÀ VU ALL OVER AGAIN: PROPENSITY EVIDENCE			
Presenter	The Evidence Act 2006 made some subtle but important changes to the old "similar fact" rules. Although mainly applicable to criminal cases, propensity evidence can also be useful in civil litigation. The session will attempt to demystify the sometimes arcane distinctions, and help you avoid walking into some of the problems that have made their way to the Supreme Court. Craig Ruane, Te Pōhue Chambers, Christchurch			
11.20-12.10	RELATIONSHIP PROPERTY: TWO HOT TOPICS			
	The widespread use of trusts in New Zealand has created real problems for the equal sharing regime of the Property (Relationships) Act 1976. There are, however, now over half a dozen conceivable ways in which property held in trust could become vulnerable in relationship property proceedings. This session will examine the limits and possibilities of each of the various avenues of attack. As well, the session will look at the question of how economic disparity awards should now be approached following the landmark Supreme			

CHRISTCHU	IRCH Tuesday 12 Feb
12.10-1.00	LUNCH
1.00-2.00	TRAVERSING THE PROPERTY TRANSACTION MINEFIELD
	Property transactions can be complex, particularly when they segue into the speciality jurisdictions of tax, trust law and relationship property. In addition to the land and buildings, we need to consider GST, the brightline test, contracting out agreements, property sharing agreements, estate planning and capacity and more. This question and answer session will identify some of the more regularly seen problems and pitfalls that occur in property transactions and offer practical and legal solutions to these problems.
Presenters	Annabel Sheppard, Wynn Williams, Christchurch Ingrid Taylor, Taylor Shaw, Christchurch
2.00-3.00	TECHNICALLY SPEAKING: FUTURE PROOFING YOUR PRACTICE AND YOUR PEOPLE
	The future is coming – fast. How well is your practice positioned to navigate the potentially stormy waters ahead? From cyber-crime and security concerns to disruption and developments, CommArc's founder and CEO – and one of the brightest tech minds in the country – will discuss what's here, what's coming and what's at stake. Front foot the future with this informative, confronting and inspiring discussion.
Presenter	Phil Johnson, CommArc, Christchurch
3.00-3.20	AFTERNOON TEA
3.20-3.55	WHEN THE RMA COMES CALLING
	Resource management legislation impacts on property owners in varying ways. This session will consider the potential for RMA issues to arise for clients owning property and provides guidance to assist practitioners in achieving a good outcome for clients when they engage or are engaged by resource management legislation. Topics covered, will include: property purchases, district plan reviews, development on neighbouring or nearby land, and resource consents. District plan reviews and legislative changes anticipated in 2019 will be considered as part of this session.
Presenter	Juliette Derry, Adderley Head, Christchurch
3.55-4.55	TRUST ISSUES - NAVIGATING THE LABYRINTH
	In this final session of the day, Katherine will cover: common drafting errors and how to avoid them; appointment and removal/retirement of trustees - (defective appointments and/or retirement/removal of a trustee), resettlements - (tax and trusts issues) as well as:
	 Forgiveness of debt and gifting - (documenting gifts and forgiveness of debt; tax issues associated with debt forgiveness and gifting) Settlors and/or trustees moving overseas - avoiding unintended tax issues arising.
Presenter	Katherine Ewer TEP, Christchurch
4.55-5.00	CLOSING COMMENTS Chair: John Mackintosh
	On completion of this day, you will have gained a comprehensive and up-to-date overview of

LEARNING OBJECTIVES On completion of this day, you will have gained a comprehensive and up-to-date overview of current issues across major practice areas. You will be more confidently able to undertake a broad range of client advice and representation on these issues.

WELLINGTON	N A - GENERAL PRACTITIONER	Wednesday 13 Feb		
8.00-8.30	REGISTRATION			
8.30-8.35	WELCOME Chair: Dan Parker, Parker & Associates, Wellington			
8.35-9.30	TRUSTS			
	There has been a lot happening in the trusts space both in session is aimed at all practitioners who encounter trust propractitioners with a trusts and family law practice, as well at trust practitioners. The session will cover issues such as case Court's <i>Clayton</i> decisions; developments in the law of trust beneficiaries' access to trust information; remedies; and an Trusts Bill (which, hopefully, will have become law by the times.)	oblems in their practice; general as commercial lawyers and specialist se law applying the Supreme ee powers and indemnities; update on the progress of the		
Presenter	Dr Andrew Butler, Russell McVeagh, Wellington			
9.30-10.15	FAMILY LAW: CURRENT ISSUES WITH WILLS AND	TRUSTS		
	This session will examine case studies for wills and estates, including:	and current related trusts law		
	 The grieving widow or widower who is seeking to benefintestate who has separated but not resolved relationsh marriage 			
	 A deceased who leaves their estate to their partner in the benefit the children of the deceased 	ne expectation that they will in turn		
	 The family home - the surviving spouse takes the home children of the deceased want a share of the home. 	by survivorship but the adult		
	This session will also cover:			
	 What is the current state of the law looking at the latest relationship property claims 	t cases in relation to trusts and		
	 What is the current state of the law looking at the latest home subsidies. 	t cases in relation to trusts and rest		
Presenter	Annette Gray, Buchanan Gray, Wellington			
10.15-10.45	MORNING TEA			
10.45-11.45	TAX			
	Common tax traps for lawyers with, land, GST and trusts pl Cullen tax working group.	lus what is in the pipeline from the		
Presenter	James Coleman, Barrister, Wellington			
11.45-12.30	EMPLOYMENT/WORKPLACE ISSUES			
	 In the wake of #metoo lawyers are getting more inquiries a bullying and unlawful discrimination. In this climate, getting In this seminar Blair will provide practical guidance on: What constitutes harassment, bullying and unlawful disc. Anonymous complaints, gossip and whisperings - how inappropriate behaviour Investigations and keeping the parties safe during the permission. 	g it right first time is all important. crimination to deal with reports of		
	Outcomes, including where serious/misconduct is or is it			
Presenter	Blair Scotland, Dundas Street Employment Lawyers, Wellington			
12.30-1.15	LUNCH			

WELLINGTON A - GENERAL PRACTITIONER Wednesday 13 Feb 1.15-2.00 REPEAT DRINK DRIVERS - ALCOHOL INTERLOCK PROGRAMME Offenders who have been convicted of repeat drink driving offences or of an excessively high blood/breath alcohol concentration and who have been given an alcohol interlock sentence are eligible for the programme under s 65A of the Land Transport Act 1988. From 1 July 2018 s 65A of the Land Transport Act 1998 was replaced with a series of amendments to create an alcohol interlock programme for repeat drink drivers. This session will assist you to understand who is caught by this programme, how the programme operates and how clients can go about getting the required licence and a device installed. Janine Bonifant, Barrister, Wellington Presenter 2.00-2.45 COMPANY/COMMERCIAL This session will offer you a tool kit on what due diligence is needed when acting for a lessor and for a lessee in the commercial lease space. You will take away a check list of key issues with pointers and various options lawyers need to think about when acting for their clients. Presenter John Greenwood, Greenwood Roche, Wellington 2.45-3.15 **AFTERNOON TEA** 3.15-4.00 **ELDER LAW/MENTAL HEALTH** This session will address decision-making about care and welfare issues on behalf of individuals who lack capacity to make decisions and covers: Enduring powers of attorney for care and welfare Advance directives Providing care and welfare in the absence of express legal authority When to seek orders under the Protection of Personal and Property Rights Act Mental disorders and the interface with the Mental Health (Compulsory Assessment and Treatment) Act. Presenter Dr Jonathan Coates, Claro, Christchurch 4.00-4.45 **PROPERTY - LEASE DISPUTES** Andrew will provide practical commentary on some common lease dispute issues and a recent case on the application of the dispute resolution clause in the ADLS form of lease. The session will have a dispute resolution focus of interest to property practitioners who have to deal with these matters in the first instance and litigators. Presenter Andrew Skelton, Barrister, Wellington 4.45-5.00 **CLOSING COMMENTS** | Chair: Dan Parker

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WELLINGTON	N B - IN-HOUSE AND GOVERNMENT	Wednesday 13 Feb	
8.00-8.30	REGISTRATION		
8.30-8.35	OPENING Chair: Jane Meares, Clifton Chambers, Wellington		
8.35-9.40	PRIVACY COMMISSIONER		
	A new Privacy Act for 2019, what's new, what stays the same know about mandatory breach notification, and recent case I	_	
Presenter	John Edwards, Privacy Commissioner, Wellington		
9.40-10.40	CHIEF CENSOR		
	We all know there are constant new challenges brought about to interpret existing regulation in relation to those new challe in the censorship arena. Lawyers have a critical role in unders creatively and constructively to help address gaps, while high isn't enough, and reform is needed. Everyone knows technologinal industries, and changing social norms. But you probably won this disruption goes! This session will amaze you with freedom conundrums you may not have even thought about, but which big policy debates in the near future. What are the rules aroung file that can be used to print out a handgun? Do 'loot boxes' functional equivalent of a digital slot machine, and what do wimplications of Al generated pornography, or sex robots in the beckons, are we ready to chart a course around it?	enges - and it is no different standing and applying the law hlighting cases where creativity ogy is disrupting traditional media i't expect just how far and wide m of speech and censorship th will likely form the basis for and possession of an electronic in games really represent the we do about that? What are the	
Presenter	David Shanks, Chief Censor, Wellington		
10.40-11.00	MORNING TEA		
11.00-12.00	PUBLIC LAW CLAIMS		
	Public Law deals with the relationship between the state and public, and commercial lives. It includes such government (cethe regulation of commercial and social behaviour, the allocator protection of fundamental rights. The role of the courts is to to ensure the government in all its forms act within the law areasonable. This session will consider some of the recent case reflect on the practical implications flowing from this to be myour private and public clients. In particular, the presenters we	entral and local) activities as tion of resources, and the supervise the exercise of power nd that its processes are fair and es and key themes emerging and hindful of when you are advising	
	Grounds for review - latest cases, including implications for:		
	risk analysisdecision writing		
	scope of review.		
	Remedies - declarations of inconsistency and other recent de	evelopments.	
Presenters	Rachel Roff, Thorndon Chambers, Wellington Mary Scholtens QC, Stout Street Chambers, Wellington		
12.00-1.00	LUNCH		
1.00-1.50	THE AUDITOR AND FRAUD		
Presenters	In this session Melanie and David will share insights about the might be suspected in a public entity, what steps a public entity suspected (including the role of protected disclosures), how the OAG and any guidance which might assist. David Lemmon, Office of the Auditor General, Wellington Melanie Webb, Office of the Auditor General, Wellington	tity might take where a fraud is	

WELLINGTO	N B - IN-HOUSE AND GOVERNMENT Wednesday 13 Feb
1.50-2.50	WHAT'S HOT IN THE STATE SECTOR
Presenter	The State Services Commissioner is central to New Zealand's politically neutral, professional and permanent Public Service. The Commissioner acts independently in the operation of the Public Service, State Services and the wider State sector. This session will provide an overview of current work the Commission is leading. A representative of the State Services Commission, Wellington AFTERNOON TEA
3.10-4.00	MATAURANGA MĀORI AND INTELLECTUAL PROPERTY IN THE 21 ST CENTURY
Presenter	Māori have sought recognition and protection of mātauranga Māori and their relationship with mātauranga Māori in the Mataatua Declaration, the WAI 262 claim, the United Nations Declaration on the Rights of Indigenous Peoples, and through the IGC treaty discussions at WIPO. As each of these avenues have stalled, Māori have had to take practical steps to recognise and protect mātauranga Māori. In this session, Lynell will discuss and review those practical steps, and suggest new ways in which Māori can recognise and protect mātauranga Māori with the current intellectual property system. Lynell Tuffery Huria, AJ Park Law Limited, Wellington
4.00-4.50	THE DUTY OF CANDOUR IN PRACTICE
	The duty of candour, requiring "the full and candid disclosure of all facts and circumstances relevant", is a vital principle in the context of applications for search warrants. But what does the law in the criminal and intelligence and security context mean in the context of administrative applications and ex parte applications to courts? This session, covering general legal principles and recent cases, will be relevant to criminal, public, and private law practitioners who make and challenge such applications.
Presenter	Madeleine Laracy, Deputy Inspector-General of Intelligence and Security, Wellington
4.50-5.00	CLOSING COMMENTS Chair: Jane Meares

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AUCKLAND	Thursday 14 Feb		
8.00-8.30	REGISTRATION – Tea and coffee available		
8.30-8.35	OPENING Chair: Matthew Tetley-Jones, McVeagh Fleming, Auckland		
8.35-9.30	RESIDENTIAL PROPERTY SALE AND PURCHASE UPDATE		
Presenter	In this annual residential sale and purchase update, Matthew will discuss the changes brought about by the Land Transfer Act 2017, and the new Overseas Investment Regime that affects every conveyancer, especially in relation to residential "sensitive land". He will also review GST and other taxation requirements related to the sale and purchase of residential property. Matthew Tetley-Jones, McVeagh Fleming, Auckland		
9.30-10.30	WORKPLACE HARASSMENT AND BULLYING		
Presenter	What are harassment, bullying, #metoo, and unlawful discrimination? Clients, or your staff, may come to you with an issue of sexual harassment, bullying or unlawful discrimination and you need to get it right, first time. This session will define and look at each of these issues and give advice on the right course of action to take in the different instances. Maria Dew, Bankside Chambers, Auckland		
10.30-10.45	MORNING TEA		
10.45-11.45	CROSS BORDER TAXATION ISSUES – INTERESTS AND INVESTMENTS IN AUSTRALIA, UK, US AND CHINA		
Presenter	The reach of global tax authorities is greater than ever before and wider than many realise. In his presentation, Terry will cover the latest international tax issues affecting those with interests and investments in Australia, the UK, USA (FATCA – trust with USA beneficiary – then, how to comply with USA tax) and China, including examples of how this might affect your clients and what can be done to mitigate the potential impact. Terry Baucher, Baucher Consulting, Auckland		
11.45-12.45	BREAKOUT SESSION 1: A OR B		
	A - MIGRANT WORKERS Simon Laurent, Laurent Law, Auckland Peter Moses, Barrister, Auckland Visa requirements and strategic immigration issues increasingly intrude into the work of lawyers assisting with employment matters. A growing migrant workforce drives the need to consider immigration outcomes at all stages of the employment life cycle. Policy and its application keep evolving and your knowledge must evolve with it. B - RESIDENTIAL TENANCIES A representative from Tenancy Services The obligations of residential landlords are changing and you need to be up-to-date		
	with the latest requirements. This session will provide an overview of the recent changes, in particular, landlord responsibilities; what can be rented as a residence; property maintenance; landlord access; insulation and heating; and insurance. Tenant's rights will also be discussed.		
12.45-1.30	LUNCH		
1.30-2.30	HOT TOPICS OF TRUSTS AND RELATIONSHIP PROPERTY		
Presenter	Trusts are increasingly becoming more vulnerable to relationship property challenges. This session will examine and discuss the various ways that property held in trusts is being successfully challenged. Vicki will offer some practical steps for advisors for the future. Vicki Ammundsen, Vicki Ammundsen Trust Law, Auckland		

AUCKLAND	Thursday 14 Feb				
2.30-3.30	BREAKOUT SESSION 2: A OR B				
	A - AML/CFT Henry Brandts-Giesen, Kensignton Swan, Auckland Neil Russ, Buddle Findlay, Auckland The AML/CFT requirements should be well embedded as a "normal" part of your practice. The first audits are due in July 2019 - the what, when, who, and how, of the audits will be discussed. The presenters will also explore the thorny issues of privilege, client confidentiality, Suspicious Activity Reports and issues with wire transfers.				
	B - OLDER CLIENT ISSUES Mary Joy Simpson, Hesketh Henry, Auckland Mary Joy will discuss:				
	 The recent changes to the Social Security Act and what affect those changes may have for your clients 				
	The latest issues with the PPPR Act				
	EPA forms and relevant EPA cases				
	She will also provide comment on gifting in relation <i>Broadbent</i> and residential care subsidies.				
3.30-3.45	AFTERNOON TEA				
3.45-4.55	WILLS AND ESTATES				
	Stephen will update you on the latest issues and cases regarding the Family Protection Act and the Testamentary Promises Act.				
Presenter	Stephen McCarthy, Barrister, Auckland				
4.55-5.00	CLOSING COMMENTS Chair: Matthew Tetley-Jones				



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INFORMATION

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CHRISTCHURCH 12 February 2019

Rydges Latimer 30 Latimer Square Christchurch City 03 379 6760 WELLINGTON A -GENERAL PRACTITIONER

13 February 2019

James Cook Hotel Grand Chancellor 147 The Terrace Wellington 04 499 9500 WELLINGTON B -IN-HOUSE AND GOVERNMENT

13 February 2019

InterContinental Hotel

2 Grey Street Wellington 04 472 2722 AUCKLAND

14 February 2019

Ellerslie Events Centre 80 Ascot Avenue

Auckland 09 524 4069

FEE (Incl GST)

The registration fee includes extensive materials, morning tea, lunch, and afternoon tea.

	Early Bird By 23 January 2019	or AFTER 23 January 2019
NZLS members or associate members	\$485	\$535
Non-members	\$545	\$595
Live Web Stream	\$465	\$515

LIVE WEB STREAMS - 8.30AM-5.00PM

WEDNESDAY 13 FEB

We are delighted to be offering the CPD Top-Up Day via Live Web Stream direct to your computer! There's no need to leave the office, just sign in, sit back, and enjoy the day!

If you've been able to successfully view an NZLS CLE live webinar - you should be able to view the Live Web Stream. How it works, together with testing and technical requirements, are available on our website.

CPD Compliant - The Live Web Stream is CPD compliant and **we're here to help** - CLE will provide technical support on the day if you encounter an issue with your Live Web Stream.

The Live Web Streams will be from the Wellington A – General Practitioner Session and the Wellington B – In-house and Government Session. See pages 3-6 for the programmes.

Please note: Live Web Stream registrations close 3pm Tuesday 12 February. To receive your materials before the web stream, your registration form and payment must reach NZLS CLE at least **five working days** before the presentation.

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Books are now available in Hard Copy, PDF or Both. Please indicate your choice over page.

Hard Copy

Your book will be given to you when you register on the day.

PDF

You will be emailed a PDF copy of the book 3 working days before the event.

Both Hard Copy & PDF

You will be emailed a PDF copy of the book 3 working days before the event, and can collect the hard copy book when you register on the day.

CANCELLATION AND REFUND POLICY.

Please note: Minimum and maximum numbers apply. Registrations will be accepted on a first-come/first-served basis. Registrations close 10 working days before the presentation date (the closing date). NZLS CLE Ltd reserves the right to cancel the conference if it does not reach the budgeted minimum number of registrations. This decision will be made on the closing date and a full refund will be made to each registrant of the cancelled session. If you cancel your registration before the closing date, a refund will be made, less a \$200 administration fee. After the closing date, there will be no refund. You may transfer your registration until five working days before the presentation. Please advise NZLS CLE Ltd in writing of the change.



CPD TOP-UP DAY REGISTRATION

REGISTER ME FOR			
CHRISTCHURCH 12 FEBRUARY	WELLINGTON A - GENERAL PRACTITIONER 13 FEBRUARY	WELLINGTON B IN-HOUSE AND GOVERNMENT 13 FEBRUARY	- AUCKLAND 14 FEBRUARY
LIVE WEB STREAMS			
WELLINGTON A - G	ENERAL PRACTITIONER	WELLINGTON B 13 FEBRUARY	- IN-HOUSE AND GOVERNMENT
Last Name	First Name	Title	
			BREAKOUT SESSION CHOICES — AUCKLAND ONLY
Firm/Organisation			Please indicate by ticking boxes below which sessions you wish to attend. Choose one session only per time slot.
Address			Auckland Breakout Session 1
PO Box:	DX:		14 Feb: 11.45-12.45
Street Address:			A: Migrant Workers
Suburb:			B: Residental Tenancies
Town/City: Postcode:			Auckland Breakout Session 2
Phone:	14 Feb: 2.30-3.30		
Email:	A: AML/CFT		
Dietary Requirements:			B: Older Client Issues
FEE (Incl GST) - Includes	book and all catering		
	Early Bird By 23 Jan 19	or AFTER 23 Jan 19	
NZLS/Associate member	S485	\$535	REGISTER
Non-member	\$545	\$595	ONLINE AT:
Live Web Stream	\$465	\$515	www.lawyerseducation.co.nz
BOOK - Pricing for confe	rence registrants only		POST TO: NZLS CLE Ltd, PO Box 5041,
Books are now available i	n Hard Copy AND/OR PDF . Pleas	e indicate your choice.	Wellington 6140, DX SP20202
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Card Number:	0-000-000	Expiry: Card security code:	
Name on Card:		Visa	
		Mastercard	PRIVACY ACT 1993 The information requested on this registration form is for
Signature:		Amex	NZLS CLE Ltd and the sponsors only. I do not wish the sponsors to receive my contact details.

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