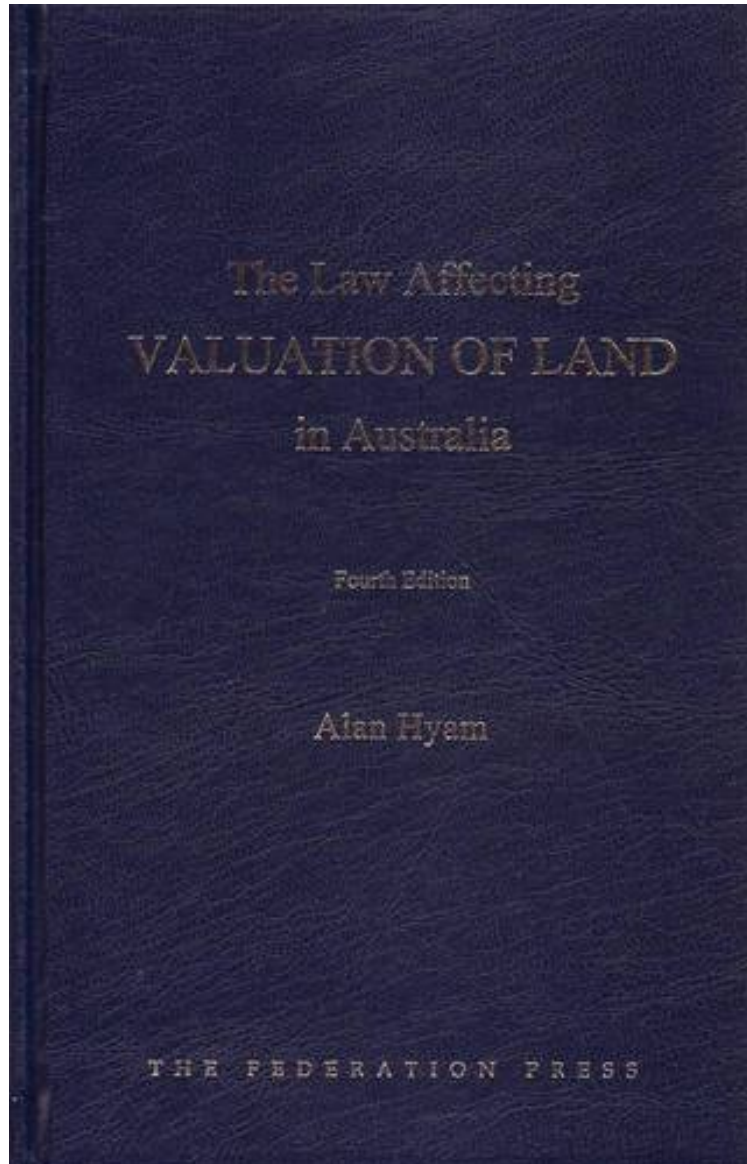


[E-BOOK] The Law Affecting Valuation of Land in Australia

The Law Affecting Valuation of Land in Australia

Alan A. Hyam

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Alan A. Hyam : The Law Affecting Valuation of Land in Australia before purchasing it in order to gage whether or not it would be worth my time, and all praised The Law Affecting Valuation of Land in Australia:

The Law Affecting Valuation of Land in Australia provides a complete resource for practitioners by containing not only statements of principle but also extensive references to case law, including the facts of each case, counselsa (TM)

arguments and relevant excerpts from the judgments. This fourth edition has been updated and several chapters have been reorganised into a more logical sequence - for clarity new sub-headings have been added. The fourth edition: includes references to the case and statute law covering most aspects of the valuation of land and the practice of valuers current as at the end of 2008 has been expanded to include summaries of, and references to, many important cases decided by appellate court explains and amplifies the principles relating to land compensation and rating and taxing valuations outlines the emphasis, which has been placed by the courts, on the application and interpretation of the principles contained in the relevant statute law notes that the particular wording of the relevant statutory provisions have been given greater emphasis by the courts, rather than cases based on judge made law and statutes in other jurisdictions Previous editions have been cited and referred to in many decisions of courts and tribunals which are concerned with valuation matters, including the High Court of Australia. This new 4th edition continues the scholarly and detailed tradition of the previous releases. Valuers, property professionals and students of valuation and land economy courses will welcome another of Alan Hyam's excellent works.

The growth in the law of valuation affecting land is captured in the text; for example, the chapter on the Pointe Gourde principle is much longer than in the previous edition. .. The book is a great resource and I commend it to you. Marion Carpenter, Environmental Law News No 49 (Spring 2005) This book is valuable largely because it collects much information and many cases. Philip Barton, Law Institute Journal Vic, September 2005, 73 Courts deal with problems of valuation of land across a wide spectrum of disputes from family disputes over the former matrimonial home to resumption cases involving millions of dollars. It is difficult to find a good collection and analysis of the authorities that lay down guidance as to how the exercise should be approached. Mr Hyam's (TM) book is well set out and deals with both the analysis of the problem and also has copious references to the decided cases; not only the leading cases but also the run of the mill cases which deal with everyday problems. Helpfully there is direct quotation of the key dicta from the authorities. The book commences by dealing with analytical and philosophic questions such as, what is land and what is value and what methods can be used to ascertain value. It then passes on to valuation of particular types of land such as rural land, licensed premises, etc, and then has a brief chapter dealing with heritage factors. Part IV of the book deals with compensation upon compulsory acquisition and Pt V on valuers and valuation appeals. It is a most valuable book as a resource tool not only for those who are constantly involved with valuation cases but also for many lawyers who find a valuation of land problem cropping up every few months or so and need to have recourse to a work which enables access to be gained to the bulk of material. It is a work likely to be of great use to judges, barristers and solicitors as well as those involved in the real estate industry. Justice Peter Young (2005) 79 ALJ 459 From its first publication in 1983, this text has been something of a vade mecum for lawyers involved in cases where the valuation of land is in issue. a | Mr Hyam is the ideal guide, having long experience in the valuation profession, and as a lawyer. a | Mr Hyam has the happy facility of finding and setting out in a logical fashion passages from important cases (often quite long) and ascending, through them, to statements of general principle which are easily grasped. I had not thought it possible to achieve an exposition of the complexity which besets things like goodwill and business disturbance which engenders both confidence and comprehension in the reader, but this author pulls it off. At the same time, there is also much pleasure for, and much to be learned by, the experienced practitioner. Although the topic is both dry and complicated, and full of complex byways, Mr Hyam has an easy style which relieves those elements. Lawyers and valuers will, I suspect, find the book indispensable. AW, 25 The Queensland Lawyer (June 2005), 325 Alan Hyam has succeeded in providing a comprehensive discussion of valuation law relating to land with clear and concise statements of principle. It will be an essential resource for judges, lawyers, valuers and others who seek guidance in this area of law. Chief Justice Peter McCellan, Foreword to the third edition refreshing and informative... will be of assistance to all who practice in the fields of compulsory acquisition and of valuation of land. Justice C J Bannon, Foreword to second edition a clear and concise treatment of the law of land valuation and ancillary matters... [T]his text will be invaluable to lawyers, members of the valuation profession and students of valuation throughout Australia ... I would like to congratulate Alan Hyam Justice Rae Else-Mitchell, Foreword to first edition