

WESTLAW

KeyCite

The KeyCite citation network is integrated with the West Key Number system. KeyCite helps verify whether the case is still good law, and to find citing references that support your legal argument.

There are several ways to access KeyCite information:

1. **KeyCite Flags** alert you to negative references or events that may impact the document's validity.

When applicable, a description and a link for the most negative treatment is available at the top of the document. If a case or administrative decision has a red or yellow flag, the most negative treatment is displayed next to the flag at the top of the document.

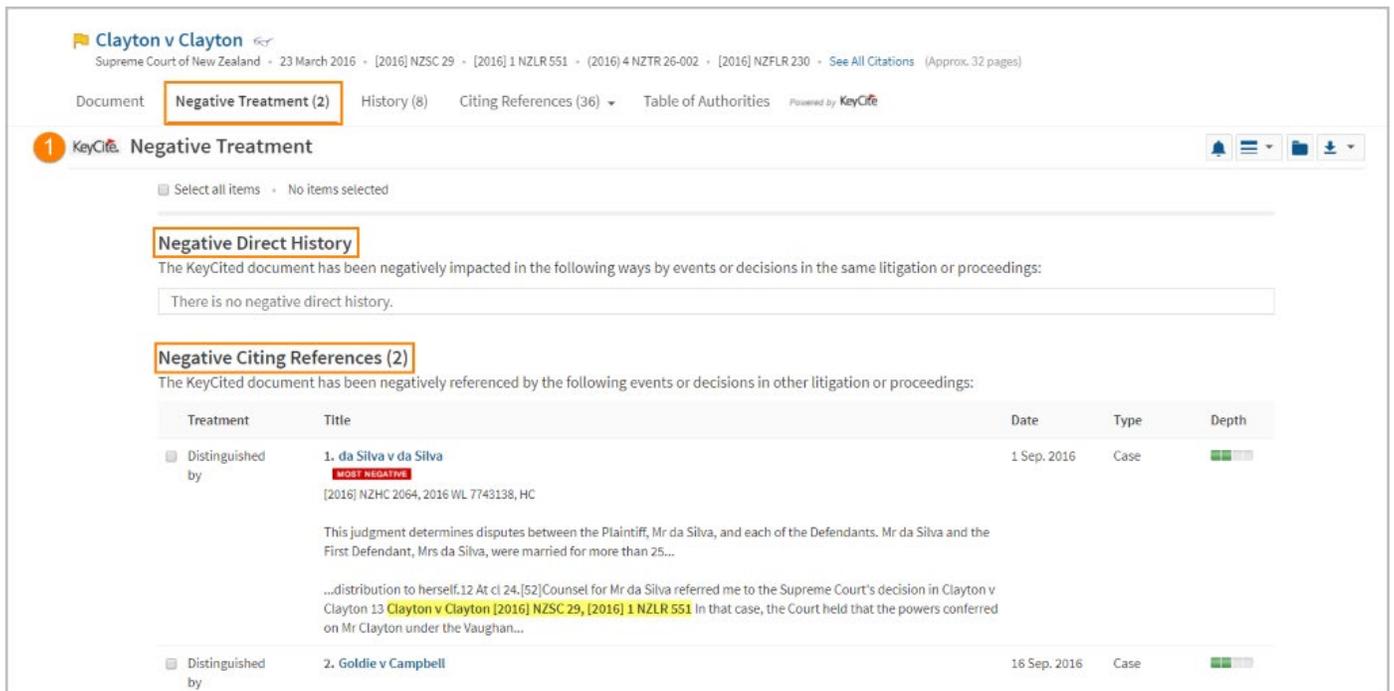
 -  A yellow flag warns that the decision has some negative history but has not been reversed or overruled.
 -  A red flag warns that the case may not be good law, indicating that the decision has been reversed or overruled.
2. **KeyCite History** tells you if the case's decision was reversed or upheld in a later appeal.
 - The Negative Treatment tab includes negative direct litigation history, negative citing references, and overruling risks for a case.
 - The History tab includes the direct litigation history and related proceedings relevant to this case.
3. **KeyCite Citing References** help you investigate how other authorities have interpreted that document.
 - The Citing References tab provides a list of cases and secondary source materials that cite the document.
 - The Table of Authorities tab lists cases relied upon as authoritative by the document you are viewing.
4. **KeyCite Depth of Treatment bars** indicate the extent to which a citing case, administrative decision, or brief discusses the cited case.

 Examined	Examined – the citing case, administrative decision, or brief contains an extended discussion of the cited case, usually more than a printed page of text.
 Discussed	Discussed – the citing case, administrative decision, or brief contains a substantial discussion of the cited case, usually more than a paragraph but less than a printed page.

 Cited	Cited – the citing case, administrative decision, or brief contains some discussion of the cited case, usually less than a paragraph.
 Mentioned	Mentioned – the citing case, administrative decision, or brief contains a brief reference to the cited case, usually in a string citation.

KeyCite Tabs

- The **Negative Treatment** tab displays negative direct litigation history and citing references for the case.
 - The **Negative Citing References** are listed by most negative treatment, indicated by the bars in the Depth column.
 - To view where the citing references discuss this case, set the display information to **most** and click on the highlighted hyperlink to read further.



Clayton v Clayton
 Supreme Court of New Zealand · 23 March 2016 · [2016] NZSC 29 · [2016] 1 NZLR 551 · (2016) 4 NZTR 26-002 · [2016] NZFLR 230 · See All Citations (Approx. 32 pages)

Document **Negative Treatment (2)** History (8) Citing References (36) Table of Authorities Powered by KeyCite

1 KeyCite Negative Treatment

Select all items · No items selected

Negative Direct History
 The KeyCited document has been negatively impacted in the following ways by events or decisions in the same litigation or proceedings:
 There is no negative direct history.

Negative Citing References (2)
 The KeyCited document has been negatively referenced by the following events or decisions in other litigation or proceedings:

Treatment	Title	Date	Type	Depth
<input type="checkbox"/> Distinguished by	1. da Silva v da Silva MOST NEGATIVE [2016] NZHC 2064, 2016 WL 7749138, HC This judgment determines disputes between the Plaintiff, Mr da Silva, and each of the Defendants. Mr da Silva and the First Defendant, Mrs da Silva, were married for more than 25... ...distribution to herself.12 At cl 24,[52]Counsel for Mr da Silva referred me to the Supreme Court's decision in Clayton v Clayton 13 Clayton v Clayton [2016] NZSC 29, [2016] 1 NZLR 551 In that case, the Court held that the powers conferred on Mr Clayton under the Vaughan...	1 Sep. 2016	Case	
<input type="checkbox"/> Distinguished by	2. Goldie v Campbell	16 Sep. 2016	Case	

- The **History** tab displays the direct history of the case and related references. These are listed in the left column.
 - Direct history is also displayed graphically in the right column.
 - The graphical display can be hidden by selecting **hide**. Use the **–** and **+** icons to zoom in and out.

WESTLAW NEW ZEALAND -KEYCITE GUIDE

Clayton v Clayton
Supreme Court of New Zealand • 23 March 2016 • [2016] NZSC 29 • [2016] 1 NZLR 551 • (2016) 4 NZTR 26-002 • [2016] NZFLR 230 • See All Citations (Approx. 32 pages)

Document Negative Treatment (2) **History (8)** Citing References (36) Table of Authorities Powered by KeyCite

2 KeyCite History (8) Graphic: Hide Reset - + No items selected

Direct History (8)

- Select All
- 1. Clayton v Clayton [2013] NZHC 301, HC, 22 Feb. 2013
Leave to appeal granted by
- 2. Clayton v Clayton [2013] NZHC 1529, HC, 24 June 2013
Special leave to appeal granted by
- 3. Clayton v Clayton [2013] NZCA 633, CA, 10 Dec. 2013
- 4. Clayton v Clayton

- The Citing References tab displays a list of cases, administrative materials, secondary sources, briefs, and other court documents that cite the case.
 - Sort the display of options by depth of treatment.
 - Filter by content (e.g., cases or secondary sources), a specific treatment, court, title, citation or date.
 - To view where the citing references discuss this case, set the display information to **most** and click on the highlighted hyperlink to read further.

Clayton v Clayton
Supreme Court of New Zealand • 23 March 2016 • [2016] NZSC 29 • [2016] 1 NZLR 551 • (2016) 4 NZTR 26-002 • [2016] NZFLR 230 • See All Citations (Approx. 32 pages)

Document Negative Treatment (2) History (8) **Citing References (36)** Table of Authorities Powered by KeyCite

3 KeyCite Citing References (30) 1-20 Sort By: Depth: Highest First No items selected

Content types

- Cases 30
- Secondary Sources 6
- All Results 36

Filter

Select multiple

Search within results

Jurisdiction +

Date +

Treatment Status +

Reported Status +

Treatment	Title	Date	Type	Depth
Considered by	1. Casey v Casey [2018] NZHC 1930, 2018 WL 3726532, HC, (NO. CIV-2018-404-1081) Mrs Casey applies under s 145A of the Land Transfer Act 1952 for an order that a notice of claim under s 42 of the Property (Relationships) Act 1976 not lapse. The notice is lodged... ...property under the definition in s 2 of the Property (Relationships) Act That is consistent with the Supreme Court's decision in Clayton v Clayton 16 Clayton v Clayton (Vaughan Road Property Trust) [2016] NZSC 29, [2016] 1 NZLR 551 As with the Supreme Court's decision in Clayton v Clayton, I accept...	31 July 2018	Case	■■■
Referred to by	2. Biggs v Biggs [2018] NZHC 1592, [2018] NZFLR 580, 2018 WL 3238305, HC, (NO. CIV-2017-425-7) Mr and Ms Biggs began living together in January 2010. They married on 31 December 2011 and had one child in November 2012. They lived apart between December 2013 and November... ...a trust which would, but for the trust, have been separate property, that could justify a departure from equal sharing under s 13 PRA See Clayton v Clayton [2016] NZSC 29 at [89].[56]Mr Biggs' statement of defence deals specifically with debits and credits against the parties' joint bank accounts...	29 June 2018	Case	■■■
Referred to by	3. Johnstone v Johnstone	25 June 2018	Case	■■■

4. The **Table of Authorities** tab displays a list of cases determined as authoritative by the case.
 - o Sort the display of options by depth of treatment.
 - o To view where the citing references discuss this case, set the display information to **most** and click on the highlighted hyperlink to read further.

The screenshot shows the 'Table of Authorities' tab for the case 'Clayton v Clayton'. The interface includes a search bar, navigation tabs, and a table of authorities. A yellow message box at the top explains the purpose of the table and mentions cautionary flags. The table lists three entries:

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Cited	1. Clayton v Clayton [2016] NZSC 30, [2016] NZFLR 189, 2016 WL 1169413, [2016] 1 NZLR 590, (2016) 4 NZTR 26-003, SCNZ, 2016, (NO. SC38/2015) Mr and Mrs Clayton began a de facto relationship in 1986. They married in 1989, separated in December 2006 and the marriage was dissolved in 2009. They have two adult daughters... ...Leave]]. The appeal by Mr Clayton has been dealt with in a judgment to be released on the same date as this judgment. ³ See Clayton v Clayton [2016] NZSC 29 Clayton (SC VRPT)]. Mr Clayton's appeal deals with another trust settled by Mr Clayton, the Vaughan Road Property Trust (VRPT...	Other	██████		1
Considered	2. Dixon v R [2015] NZSC 147, [2016] 1 NZLR 678, (2015) 27 CRNZ 593, 2015 WL 6122326, SCNZ, 2015, (NO. SC82/2014) During the 2011 Rugby World Cup, the English rugby squad visited Queenstown during a break between matches. One evening some members of the squad, including the vice-captain Mike...	Other	██████		1
Cited	3. Clayton v Clayton [2015] NZSC 84, 2015 WL 3777379, SCNZ, 2015	Other	██████		1

KeyCite Alert

KeyCite Alerts can be used to notify you of any subsequent citing references or changes to the litigation history of the case.

To create a KeyCite Alert, follow these steps.

1. From the case document you are viewing, select the alert bell.

The screenshot shows the document page for 'Stumpmaster v WorkSafe New Zealand'. The interface includes a search bar, navigation tabs, and a toolbar. The alert bell icon in the toolbar is highlighted with a red circle and the number '1', indicating the step to click on it to create a KeyCite Alert.

2. Name your alert and press continue.

3. Tick the checkboxes to be notified to **Citing References**, **History References**, or both. There is also an option to limit results to Negative Treatment only.
4. Select **Narrow by Content Type and Other Filters** to narrow the citing references by content type or a specific publication. Once you have filtered, click **Save**, and then click **Continue**.

5. Enter the email address you would like the Alert to be emailed to. You can tick the checkbox to include full text of new documents, and change the format, i.e., Word, RTF, PDF, or HTML, and then click **Continue**.
6. Change the frequency of the alert and the time to be emailed. It is recommended to change the time zone to your own area. **Save the alert**. For further information on customising your alerts, please see Westlaw New Zealand – Alert Guide.

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