

DISTRESS AND REPLEVIN AMENDMENT BILL

EXPLANATORY NOTE

THIS Bill increases the exemption (from distress for rent) of clothing, furniture, tools of trade, &c., from £50 to £100. This has already been done in the Bankruptcy Act, 1908, and in the case of executions under the Magistrates' Courts Act, 1947, and the Supreme Court Code. The Bill also makes the exemption provisions uniform with those of section 85 (a) of the Magistrates' Courts Act, 1947, by omitting the words "bedclothes" and "bedding", and substituting the words "household effects", and by substituting "tools or implements of trade" for "tools of trade". The section is otherwise re-enacted as amended by the Acts specified in *clause 3*, and the amending Acts are consequentially repealed.

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
18th August, 1950.*

Hon. Mr. Webb

DISTRESS AND REPLEVIN AMENDMENT

ANALYSIS

<p>Title. 1. Short Title.</p>	<p>2. Exemption of furniture, &c., up to value of £100. 3. Consequential repeals.</p>
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A BILL INTITULED

<p>AN ACT to Amend the Distress and Replevin Act, 1908. BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—</p> <p>1. This Act may be cited as the Distress and Replevin Amendment Act, 1950, and shall be read together with and deemed part of the Distress and Replevin Act, 1908 (hereinafter referred to as the principal Act).</p> <p>10 2. The principal Act is hereby amended by repealing section five, and substituting the following section:—</p> <p>“ 5. All personal and family clothing, furniture, and household effects, and tools or implements of trade, not exceeding in all one hundred pounds in value, are hereby</p> <p>15 declared to be absolutely exempted from being seized, sold, or disposed of under any distress for rent.”</p> <p>3. The Distress and Replevin Amendment Act, 1913, and the Distress and Replevin Amendment Act, 1936, are hereby repealed.</p>	<p>Title.</p> <p>Short Title.</p> <p>See Reprint of Statutes, Vol. II, p. 959</p> <p>Exemption of furniture, &c., up to value of £100.</p> <p>Consequential repeals. Ibid., p. 966 1936, No. 13</p>
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By Authority: R. E. OWEN, Government Printer, Wellington.—1950.