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*Mr. Holmes.*

## DISTRESS.

### ANALYSIS.

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| Title.<br>1. Short Title.<br>2. Commencement of Act.<br>3. No distraint for rent on any goods or chattels, except agisted stock, not the property of the person owing such rent.<br>4. Agisted stock, not the property of the person owing rent, can be distrained upon only for amount due for agistment. | 5. Property of persons owing rent over which a bill of sale is given not exempt from distraint for rent.<br>6. Personal clothing, bed-clothes, &c., to the value of £10, exempt from distress.<br>7. Agreements to enable persons to distrain on exempted clothing, &c., to be null and void.<br>8. Interpretation clause. |
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### A BILL INTITULED

AN ACT to amend the Law of Distress.

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| BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—<br>5<br>1<br>2<br>3<br>10<br>4<br>15<br>5<br>20<br>6<br>25<br>30 | 1. The Short Title of this Act is "The Distress Act, 1883."<br>2. This Act shall come into force on the first day of January, one thousand eight hundred and eighty-four.<br>3. After the coming into operation of this Act no person shall distrain or levy for rent due in respect of any lands, messuages, tenements, or premises the goods, chattels, or property, other than agisted stock, of any person or persons, save and except of the person or persons owing such rent.<br>4. No person shall distrain or levy for rent upon stock not the property of the person owing such rent, agisted on the land, tenements, or premises in respect of which such rent is due, for a greater sum than the amount due for the agistment of such stock on the said lands, tenements, or premises at the time such distress or levy is made, to the person owing such rent.<br>5. All goods and chattels being the property of any person owing rent, and of and over which such person has given a bill of sale, shall, for the purposes of distress for rent, be deemed to be the property of the person owing such rent if such goods or chattels be found in or upon the land, messuage, tenements, or premises in respect of which such rent is due at the time the distraint for such rent is made.<br>6. The personal and family clothing, the bed-clothes, bedding, tools of trade, and necessary furniture, to the value in all of at least ten pounds sterling of every person whomsoever, are hereby declared to be absolutely exempted from being sold, seized, taken, or levied upon under any distress of any kind or for any purpose whatsoever, notwithstanding that such distress may be ordered, issued, made, or levied under or by virtue of any ordinance, statute, law, power, or authority whatsoever. | Title.<br><br>Short Title.<br>Commencement of Act.<br>No distraint for rent on any goods or chattels, except agisted stock, not the property of the person owing such rent.<br>Agisted stock, not the property of the person owing rent, can be distrained upon only for amount due for agistment.<br>Property of persons owing rent over which a bill of sale is given not exempt from distraint for rent.<br>Personal clothing, bed-clothes, &c., to the value of £10, exempt from distress. |
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Agreements to enable persons to distrain on exempted clothing, &c., to be null and void.

7. Every covenant, deed, contract, or agreement executed, made, or entered into, or that hereafter may be executed, made, or entered into, in order to enable any person or Court whatsoever to seize, take, levy upon, or sell, under distress, the before-mentioned exempted clothing, bed-clothes, bedding, tools of trade, or furniture, for the purpose of paying, satisfying, or discharging, wholly or in part, any rent, debt, penalty, fine, liability, or obligation due, owing, or incurred, or that may become due or owing, or be incurred, or for any purpose that contravenes or is inconsistent with or repugnant to the provisions of this Act, is hereby declared to be and the same is and shall be null and void: 5 10

Provided that nothing in this Act contained shall limit or affect the right or power of the owner of such exempted clothing, bed-clothes, bedding, tools of trade, and furniture to voluntarily give, sell, or mortgage the same, or any part thereof, in such manner and upon such terms and conditions as he shall think fit. 15

Interpretation clause.

8. In the construction of this Act the word "stock" means and includes horses, cattle, and sheep.