

Mr. Mason.

MAGISTRATES' COURTS AMENDMENT.

ANALYSIS.

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| Title. | 2. Particulars of damages to be stated. |
| 1. Short Title. | 3. Recovery of tenement when rent in arrear. |

A BILL INTITULED

AN ACT to amend the Magistrates' Courts Act, 1928.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the Magistrates' Courts Amendment Act, 1930, and shall be read together with and deemed part of the Magistrates' Courts Act, 1928 (hereinafter referred to as the principal Act).

2. Section sixty-eight of the principal Act is hereby amended by striking out subsection six, and substituting the following in place thereof :—

“(6) If the plaintiff shall claim any damages other than general damages the statement of claim shall state particulars thereof.”

3. Section one hundred and eighty-one of the principal Act is hereby amended by striking out subsection one thereof, and substituting the following :—

“(1) If any tenant holding any tenement under any demise or agreement, either written or oral, or a weekly, monthly, quarterly, or yearly tenancy, is in arrear for ten days' rent in the case of a weekly tenancy, twenty-one days' rent in the case of a monthly tenancy, thirty days' rent in the case of a quarterly tenancy, and forty-two days' rent in the case of a yearly tenancy, and if also in any of such cases there is no agreement for re-entry for non-payment of rent, or if also in any of such cases the rent is in such arrears that under the demise or agreement the landlord has the right of re-entry for non-payment thereof, then the landlord may, without any formal demand or re-entry, enter a plaint in the Court for the recovery thereof, and thereupon a summons shall issue to the tenant, the service whereof shall stand in lieu of a demand or re-entry. 'Monthly tenancy' in this subsection includes a tenancy where there is no agreement as to its duration.”

By Authority : W. A. G. SKINNER, Government Printer, Wellington.—1930.