

HIRE-PURCHASE (REPEAL) BILL, 1981

HIRE-PURCHASE (REPEAL) BILL, 1981

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Consumer Credit Bill, 1981.

The object of this Bill is to repeal the Hire-Purchase Act, 1960, as a consequence of the enactment of section 14 of the proposed Consumer Credit Act, 1981, under which a hire-purchase agreement with a person other than a corporation will have effect as a sale under which the property in the goods to which the agreement relates will pass, subject to the cash price of the goods not exceeding \$15,000 or the goods being a commercial motor vehicle or farm machinery.

The Bill continues the operation of the repealed Act in relation to transactions entered into before its repeal.

LINE PURCHASE (REVISED) BILL, 1981

EXPLANATORY NOTE

(The explanatory note relates to this Bill as introduced into Parliament)

This Bill is commensurate with the Consumer Credit Bill, 1981.

The object of this Bill is to repeal the Line Purchase Act, 1966, as a consequence of the enactment of section 14 of the proposed Consumer Credit Act, 1981, under which a line purchase agreement with a person other than a corporation will have effect as a sale under which the property in the goods to which the agreement relates will pass, subject to the cash price of the goods not exceeding £12,000 or the goods being a commercial motor vehicle or farm machinery.

The Bill contains the operation of the repealed Act in relation to transactions entered into before its repeal.

HIRE-PURCHASE (REPEAL) BILL, 1981

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

- 1. This Act may be cited as the "Hire-Purchase (Repeal) Act, 1981".
- 2. (1) This section and section 1 shall commence on the date of assent to this Act.
- (2) Except as provided in subsection (1), this Act shall commence on the day on which section 14 of the Consumer Credit Act, 1981, commences.

No. , 1981.

A BILL FOR
An Act to repeal the Hire-Purchase Act, 1960.

[MR EINFELD—30 April, 1981.]

4. Notwithstanding the repeal effected by section 3 of the Hire-Purchase Act, 1960, continued, on and after the day referred to in section 2 (2), to apply to and in respect of hire-purchase agreements within the meaning of that Act that were entered into before that day to the extent to which, but for those repeals, it would have applied to and in respect of them on and after that day.

Hire-Purchase (Repeal).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

5 Short title.

1. This Act may be cited as the "Hire-Purchase (Repeal) Act, 1981".

Commencement.

2. (1) This section and section 1 shall commence on the date of assent to this Act.
- 10 (2) Except as provided in subsection (1), this Act shall commence on the day on which section 14 of the Consumer Credit Act, 1981, commences.

~~**Repeal of certain Acts.**~~

3. Each Act specified in Column 1 of Schedule 1 is, to the extent specified opposite that Act in Column 2 of that Schedule, repealed.

15 Savings.

4. Notwithstanding the repeals effected by section 3, the Hire-Purchase Act, 1960, continues, on and after the day referred to in section 2 (2), to apply to and in respect of hire-purchase agreements within the meaning of that Act that were entered into before that day to the extent to which, but for those repeals, it would have applied to and in respect of them on and after that day.

Hire-Purchase (Repeal).

SCHEDULE 1.

(Sec. 3.)

Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Extent of repeal.
	1960, No. 33 ..	Hire-Purchase Act, 1960	The whole Act.
	1965, No. 33 ..	Decimal Currency Act, 1965	So much of the First Schedule as relates to Act No. 33, 1960.
10	1968, No. 55 ..	Stamp Duties (Amendment) Act, 1968 ..	Section 5 (2).
	1970, No. 55 ..	Hire-Purchase (Amendment) Act, 1970 ..	The whole Act.
	1974, No. 51 ..	Metric Conversion Act, 1974	So much of the Schedule as relates to Act No. 33, 1960.
	1974, No. 105 ..	Commercial Transactions (Miscellaneous Provisions) Act, 1974.	Section 3.
15	1975, No. 105 ..	Commercial Law (Miscellaneous Provisions) Act, 1975.	Section 13 (2).

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1981

(20c)

Hire-Purchase (Repeal).

SCHEDULE 1.

(Sec. 3.)

Year and number of Act.	Short title of Act.	Extent of repeal.
1960, No. 53	Hire-Purchase Act, 1960	The whole Act.
1965, No. 13	Debtors' Conversion Act, 1965	So much of the First Schedule as relates to Act No. 53, 1960.
1968, No. 52	Stamp Duties (Amendment) Act, 1968	Section 12A.
1970, No. 52	Hire-Purchase (Amendment) Act, 1970	The whole Act.
1974, No. 51	Motor Conversion Act, 1974	So much of the Schedule as relates to Act No. 53, 1960.
1974, No. 102	Commercial Transactions (Miscellaneous Provisions) Act, 1974	Section 20.
1975, No. 102	Commercial Law (Miscellaneous Provisions) Act, 1975	Section 13 (2).

BY AUTHORITY
D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1981