LANDLORD AND TENANT (SUMMARY OFFENCES) AMENDMENT BILL, 1979

EXPLANATORY NOTE

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

This Bill is cognate with the Summary Offences (Repeal) Bill, 1979.

The object of this Bill is to amend the Landlord and Tenant (Amendment) Act, 1948, consequentially upon the repeal of the Summary Offences Act, 1970, by providing that the use of premises for prostitution or soliciting for prostitution shall be a prescribed ground for giving a notice to quit to the lessee of those premises.

62788E 344—

LANDLORD AND TENANT (SUMMARY OFFENCES) AMENDMENT BILL, 1979

No. , 1979.

A BILL FOR

An Act to amend the Landlord and Tenant (Amendment) Act, 1948, consequentially upon the enactment of the Summary Offences (Repeal) Act, 1979, with respect to the prescribed grounds for giving a notice to quit premises.

[MR F. J. WALKER—19 *April*, 1979.]

62788E 344—

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 **1.** This Act may be cited as the "Landlord and Tenant (Summary Offences) Amendment Act, 1979". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

(2) Except as provided in subsection (1), this Act shall
10 commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3. The Landlord and Tenant (Amendment) Act, 1948, is amended— Amendment of Act No. 25, 1948.

15 (a) by inserting after section 62 (5) (d) the following paragraph :— Sec. 62. (Restriction on eviction.)

(d1) that the premises are being used for the purpose of prostitution or of soliciting for prostitution;

(b) (i) by omitting from section 63 (2) (a) (ii) the word
20 "or"; Sec. 63. (Period of notice to quit.)

(ii) by inserting after section 63 (2) (a) (iii) the following subparagraph :—

(iv) a period exceeding seven days if the notice is given on the ground specified in section 62 (5) (d1); or

5

BY AUTHORITY
D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1979

[8c]

LANDLORD AND TENANT (SUMMARY OFFENCES) AMENDMENT ACT, 1979, No. 77

New South Wales

ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

* * *

Act No. 77, 1979.

An Act to amend the Landlord and Tenant (Amendment) Act, 1948, consequentially upon the enactment of the Summary Offences (Repeal) Act, 1979, with respect to the prescribed grounds for giving a notice to quit premises. [Assented to, 11th May, 1979.]

P 64095F [8c]

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 :—

Short title.

1. This Act may be cited as the "Landlord and Tenant (Summary Offences) Amendment Act, 1979".

Commencement.

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 such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Amendment of Act No. 25, 1948.

3. The Landlord and Tenant (Amendment) Act, 1948, is amended—

Sec. 62. (Restriction on eviction.)

(a) by inserting after section 62 (5) (d) the following paragraph :—

(d1) that the premises are being used for the purpose of prostitution or of soliciting for prostitution;

Sec. 63. (Period of notice to quit.)

(b) (i) by omitting from section 63 (2) (a) (ii) the word "or";

(ii) by inserting after section 63 (2) (a) (iii) the following subparagraph :—

(iv) a period exceeding seven days if the notice is given on the ground specified in section 62 (5) (d1); or

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

Government House,
Sydney, 11*th May,* 1979.

BY AUTHORITY
D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1979