

New Zealand.

ANALYSIS.

Title.
1. Short Title.

2. Separation by Courts outside New Zealand.
3. Section 12 of principal Act amended. Domicile of wife in other cases.

1930, No. 43.

Title. AN ACT to amend the Divorce and Matrimonial Causes Act, 1928.
[25th October, 1930.]

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

Short Title.

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

Separation by
Courts outside
New Zealand.

2. Paragraph (j) of section ten of the principal Act is hereby amended by striking out all the words after "Stipendiary Magistrate in New Zealand" and substituting therefor the words "or any decree, order, or judgment made in any country if such decree, order, or judgment has in that country the effect that the parties are not bound to live together, and, further, that such decree of judicial separation, separation order, or other decree, order, or judgment is in full force and has been in full force for not less than three years".

Section 12 of
principal Act
amended.

Domicile of wife in
other cases.

3. Section twelve of the principal Act is hereby amended by adding thereto the following subsection:—

"(3) Where a wife living in New Zealand prays for divorce on any ground and has been living in New Zealand for not less than three years immediately preceding the filing of the petition, and has such intention of residing permanently in New Zealand as would constitute a New Zealand domicile in the case of a *feme sole*, and has been living apart from her husband for a period exceeding three years, she shall be deemed to be domiciled in New Zealand and to have been at the time of the petition domiciled there for two years at least within the meaning of section ten of this Act."