

New Zealand.



ANALYSIS.

Title.
1. Short Title.
2. Repeal. Saving.

3. Section 22 of principal Act amended.
4. Section 27 of principal Act amended.
5. Commencement of Act.

1907, No. 78.

AN ACT to amend the Divorce and Matrimonial Causes Act, 1904. Title.

[Reserved for the signification of His Majesty's pleasure thereon.]

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 Divorce and Matrimonial Causes Act Amendment Act, 1907, and shall be read together with and deemed to form part of the Divorce and Matrimonial Causes Act, 1904 (hereinafter referred to as the principal Act). Short Title.

2. (1.) Section eleven of the Divorce and Matrimonial Causes Act, 1904, is hereby repealed. Repeal.

(2.) Notwithstanding such repeal, every decree for restitution of conjugal rights which has been made before the coming into operation of this Act shall continue to have the same effect as if this Act had not been passed, and every action for the restitution of conjugal rights commenced before the passing of this Act may be completed as if this Act had not been passed. Saving.

3. (1.) Section twenty-two of the principal Act is hereby amended by adding to paragraph (d) thereof the words "or of any child of the petitioner or of the respondent." Section 22 of principal Act amended.

(2.) The said section is hereby further amended by inserting after paragraph (d) the following paragraphs:—

"(e.) On the ground that the respondent has been convicted of the murder of a child of the petitioner or respondent.

"(f.) On the ground that the respondent is a lunatic or person of unsound mind, and has been confined as such in any asylum or other institution or house in accordance with the provisions of the Lunatics Act, 1882, for a period or periods not less in the aggregate than ten years

within twelve years immediately preceding the filing of the petition, and that the respondent is unlikely to recover from such lunacy or unsoundness of mind."

Section 27 of
principal Act
amended.

4. Section twenty-seven of the principal Act is hereby amended by adding thereto the following subsection:—

"(2.) When the ground of any petition for dissolution of marriage is the lunacy or unsoundness of mind of the respondent, it shall be the duty of the Solicitor-General to take on behalf of the respondent such steps in the matter of the petition as he may consider necessary in the interests of the respondent."

Commencement
of Act.

5. This Act shall come into operation when His Majesty's assent thereto is notified in accordance with the Constitution Act.