



ANALYSIS

Title
1. Short Title

2. Indentures of apprenticeship under
the Post Office Act 1959
3. Agreements relating to trusts

1974, No. 107

An Act to amend the Minors' Contracts Act 1969

[8 November 1974]

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

1. Short Title—This Act may be cited as the Minors' Contracts Amendment Act 1974, and shall be read together with and deemed part of the Minors' Contracts Act 1969 (hereinafter referred to as the principal Act).

2. Indentures of apprenticeship under the Post Office Act 1959—Section 5 (4) of the principal Act is hereby amended as from its commencement by omitting from paragraph (c) the expression "section 22A", and substituting the expression "section 22A".

3. Agreements relating to trusts—(1) The principal Act is hereby further amended by repealing section 16, and substituting the following section:

"16. (1) Nothing in this Act shall entitle—

"(a) A trustee to pay money or deliver property to a minor otherwise than in accordance with the terms of the trust:

“(b) A minor to enter into an agreement whereby a trust is extinguished or the terms of a trust are varied:

“Provided that nothing in this subsection shall prevent any contract approved pursuant to section 9 of this Act or subsection (2) of this section from having effect according to its tenor.

“(2) Every agreement entered into by a minor who is or has been married whereby a trust is extinguished or the terms of a trust are varied shall have effect as if the minor were of full age if, before the agreement is entered into by the minor, it is approved under this subsection by a Magistrate's Court.

“(3) An application to a Magistrate's Court under subsection (2) of this section may be made by the minor or any other person who will be a party to the proposed agreement, or by the trustee or trustees of the trust.

“(4) Subsections (3) to (5) of section 9 of this Act, with any necessary modifications, shall apply to applications under this section.”

(2) Subsections (2) and (3) of section 2 of the *Minors' Contracts Amendment Act 1970* are hereby consequentially repealed.

This Act is administered in the Department of Justice.
