

Hon. Mr. Fulton.

POLICE OFFENCES ACT 1884 AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Prostitute when contracting to lease building to declare herself. Penalty.</p> <p>3. Person contracting to lease building for use as a brothel to inform lessor. Penalty.</p>	<p>4. Tenant leasing to prostitute or keeper of brothel without consent of the owner liable to penalty.</p> <p>5. Tenancy to cease.</p> <p>6. Owner of freehold may determine lease. Tenant liable for arrears and damage.</p> <p>7. Prosecution.</p>
--	---

A BILL INTITULED

AN ACT to amend "The Police Offences Act, 1884."

Title.

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

5 1. The Short Title of this Act is "The Police Offences Act 1884 Amendment Act, 1891." Short Title.

10 2. Any common prostitute who shall directly or indirectly make or enter into any contract or agreement for the lease or use or occupation of any house or building, or any part thereof respectively, without previously informing the person with whom she so contracts or agrees that she is a common prostitute, shall be liable to a penalty not exceeding five pounds, and in default may be imprisoned for any period not exceeding one month. Prostitute when contracting to lease building to declare herself. Penalty.

15 3. Any person who shall, for or on behalf of any common prostitute, or for or on behalf of any keeper of a brothel, or with the object of himself keeping a brothel, directly or indirectly make or enter into any contract or agreement for the lease or use or occupation of any house or building, or any part thereof respectively, without previously 20 informing the person with whom such contract or agreement is made that such contract or agreement is made for and on behalf of a common prostitute, or for or on behalf of a keeper of a house of ill-fame, or with such object as aforesaid, shall be liable to a penalty not exceeding ten pounds, and in default may be imprisoned for any period 25 not exceeding two months. Person contracting to lease building for use as a brothel to inform lessor. Penalty.

30 4. Any tenant or occupier of a house or building who shall, without the consent of the owner of the freehold of the same, and also of the immediate landlord of such tenant or occupier, let such house or building to, or permit the same to be occupied by, any common prostitute or keeper of a brothel, or permit the same to be used Tenant leasing to prostitute or keeper of brothel without consent of the owner liable to penalty.

as a brothel, shall be liable to a penalty not exceeding *ten* pounds, and in default may be imprisoned for any period not exceeding *two* months. Nothing in this section provided shall operate to prevent the recovery of damages by the owner of the freehold or by the immediate landlord against such tenant or occupier for the grant of such letting or permission as aforesaid. 5

Tenancy to cease.

5. It shall be lawful for the person with whom any such contract or agreement as is mentioned in the *second* and *third* sections of this Act shall be made, or for his agent, immediately to determine the tenancy created by such contract or agreement, and all rights thereby conferred or granted; and every person thereafter using or occupying such house or building under or in pursuance of such contract or agreement shall be deemed to be a trespasser; and every such person continuing in possession or occupation of such house or building after being required to leave the same shall be liable to a further penalty of *one* pound per day for every day during which he shall so continue in such possession or occupation, and in default may be further imprisoned for any period not exceeding *one* month. 10 15

Owner of freehold may determine lease.

6. If any tenant or occupier of a house or building shall be convicted of an offence under this Act it shall be lawful for the owner of the freehold of such house or building, whether he be or be not the immediate landlord of such tenant or occupier, and also for the immediate landlord of such tenant or occupier, at any time within six months after such conviction, by notice in writing addressed to such tenant or occupier, to determine the tenancy or right of occupation of such tenant or occupier from a day to be named in such notice, and such tenancy or right of occupation shall be thereby determined accordingly; but such tenant or occupier shall remain liable to his immediate landlord for rent up to and including the date of such determination, and for damages for any breaches of covenant or agreement committed prior to such last-mentioned date. And if the immediate landlord, not being the owner of the freehold, shall, without the consent of the owner of the freehold, thereafter grant a new lease to such tenant or occupier, or permit him again to use and occupy such house or building, it shall be lawful for such owner of the freehold, by notice in writing, to determine the estate and interest of such immediate landlord, and such estate and interest shall be thereby determined and put an end to accordingly. 20 25 30 35

Tenant liable for arrears and damage.

Prosecution.

7. All offences and all penalties under this Act may be prosecuted and recovered in a summary way in the manner provided for offences under "The Police Offences Act, 1884." 40