

Mr. Moorhouse.

# Sheriffs Act 1858 Amendment.

## ANALYSIS.

- Title.
- 1. Short Title.
- 2. Liability of Sheriff.
- 3. When action to be brought.

- 4. One month's notice of action to be given to Sheriff.
- 5. Premium on policy of Fidelity Assurance, how paid.

## A BILL INTITULED

AN ACT to amend "The Sheriffs Act, 1858." Title.

**B**E 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 Sheriffs Act 1858 Amend- Short Title.  
ment Act, 1879."
- 2.** No Sheriff shall be liable in any action for any damages Liability of Sheriff.  
whatsoever incurred in the execution of any legal process, unless he shall be proved to have been guilty of wilful default or of gross personal negligence.
- 10 **3.** In any such action a verdict shall be entered for the defendant, unless the plaintiff alleges and proves such wilful default or gross personal negligence as aforesaid.
- 3.** Every such action shall be brought in the Supreme Court, When action to be brought.  
and proceedings shall be commenced within six months next after the  
15 act complained of shall have been committed.
- 4.** One month's notice in writing of such intended action shall One month's notice of action to be given to Sheriff.  
be given to such Sheriff, or left at his usual place of abode by the party intending to bring such action, or his solicitor or agent.
- 20 **The cause of action, and the Court and place in which it is intended to be brought, shall be stated in the notice, and upon the back thereof shall be stated the name and place of abode of the party intending to sue, and the name and place of business of his solicitor or agent, if notice shall be given by solicitor or agent.**
- 25 **5.** Out of the fees taken by any Sheriff under any Act or regula- Premium on policy of Fidelity Assurance, how paid.  
tions the Colonial Treasurer may from time to time allow to any bailiff or other Sheriff's officer an annual sum sufficient to defray the premium upon a policy of Fidelity Assurance in an amount to be fixed by him.