

# Supplementary Order Paper

## HOUSE OF REPRESENTATIVES

Friday, the 6th Day of December 1968

### TENANCY AMENDMENT BILL

#### *Proposed Amendment*

Hon. Mr SHAND, in Committee, to move the following amendment:

*Clause 2:* To omit the proviso to subclause (3), and substitute the following proviso:

Provided that where, during the period referred to in paragraph (b) of this subsection, any person (hereinafter referred to in this proviso as the transferee) has become entitled to the interest in the dwellinghouse of a person or persons who had been a landlord or landlords thereof since the beginning of that period, the transferee shall be deemed for the purposes of that paragraph to have been a landlord of the dwellinghouse throughout that period if the interest to which the transferee has become entitled was—

- (i) That of the transferee's husband or wife or former husband or former wife or of one or both of the transferee's parents; or
- (ii) That of a deceased person to which the transferee has become entitled as administrator (within the meaning of the Administration Act 1952) of the estate of that person; or
- (iii) That of a deceased person to which the transferee has become entitled as a beneficiary under the will of that person or on the intestacy of that person.

#### EXPLANATORY NOTE

Under *clause 2* a landlord cannot give notice of his intention to make an application under the clause unless he has been the landlord or one of the landlords of the dwellinghouse throughout the period of 7 years immediately preceding the date of service of the notice. This provision is subject to a proviso so that where a person has become entitled to the interest in the dwellinghouse of his or her husband or wife or of one or both of his or her parents who had been a landlord or landlords thereof since the beginning of that period, that person shall be deemed to have been a landlord of the premises throughout that period.

The proposed new proviso extends the class of persons from whom an interest in the dwellinghouse may be acquired (without breaking the 7-year period) to include—

- (a) A former husband or former wife:
- (b) A deceased person if the person who has become entitled to the interest of that person is the administrator of the estate of that person or a beneficiary under the will or on the intestacy of that person.