



ANNO VICESIMO QUINTO

GEORGII V REGIS.

A.D. 1934.

No. 2145.

An Act to extend the period of the operation of the Mortgagors Relief Act, 1931, and for other purposes.

[Assented to, August 30th, 1934.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Mortgagors Relief (Extension) Act, 1934." Short titles.

(2) The Mortgagors Relief Acts, 1931 and 1933, and this Act may be cited together as the "Mortgagors Relief Acts, 1931 to 1934."

(3) The Mortgagors Relief Act, 1931, is hereinafter referred to as "the principal Act." No. 2046 of 1931.

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. (1) Applications under the principal Act for the postponement of the date for repayment of principal moneys under mortgages may be made at any time after the passing of this Act not later than the first day of September, nineteen hundred and thirty-five, and orders may be made pursuant to the principal Act for the postponement to any days not later than the said day of the dates for repayment of principal moneys under mortgages. Extension of Mortgagors Relief Act, 1931.

Mortgagors Relief (Extension) Act.—1934.

(2) For the purposes of giving effect to this section the principal Act is amended in manner following:—

- I. Section 5 of the principal Act as amended by section 2 of the Mortgagors Relief (Extension) Act, 1933, is amended by striking out the words “thirty-four” wherever occurring in subsection (1) thereof and by inserting in lieu thereof in every case the word “thirty-five”:
- II. Section 8 of the principal Act, as amended by section 2 of the Mortgagors Relief (Extension) Act, 1933, is amended by striking out the word “thirty-four” therein and by inserting in lieu thereof the word “thirty-five”:
- III. Section 9 of the principal Act, as amended by section 2 of the Mortgagors Relief (Extension) Act, 1933, is amended by striking out the word “thirty-four” therein and by inserting in lieu thereof the word “thirty-five”:
- IV. Section 12 of the principal Act, as amended by section 2 of the Mortgagors Relief (Extension) Act, 1933, is amended by striking out the word “thirty-four” therein and by inserting in lieu thereof the word “thirty-five.”

Amendment
of principal
Act, s. 5 —
Extension of
period of
existing orders.

4. Subsection (5) of section 5 of the principal Act, as enacted by section 3 of the Mortgagors Relief (Extension) Act, 1933, is amended so as to read as follows:—

(5) Every order made pursuant to any application made on or before the first day of January, nineteen hundred and thirty-three, whereby the date for the repayment of any principal moneys payable under any mortgage is postponed to any date fixed in the order, shall be deemed to be an order postponing the date of the said repayment until two years after the date fixed in the order; and every order made after the first day of January, nineteen hundred and thirty-three, but before the passing of the Mortgagors Relief (Extension) Act, 1934, whereby the date for the repayment of any principal moneys payable under any mortgage is postponed to any date fixed in the order, shall be deemed to be an order postponing the date of the said repayment until one year after the date fixed in the order.

Every order as aforesaid shall continue in force until the expiration of the period extended as aforesaid.

All the provisions of this Act shall apply to orders as aforesaid as if the date fixed pursuant to this subsection were the date fixed by the order at the time of the making thereof.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

W. DUGAN, Governor.