

PROJET DE LOI

ENTITLED

The Stay of Evictions (Amendment) Law, 1954 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Ordres en Conseil Vol. XVI, p. 41.

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ARRANGEMENT OF SECTIONS

1. Suspension of execution of order against occupier.
2. Citation.

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The Stay of Evictions (Amendment) Law, 1954

THE STATES, in pursuance of their Resolution of the 7th day of April, 1954, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in this Island.

Suspension of execution of order against occupier.

1. The power of the Court under the Law giving the Court increased power to stay execution in actions for eviction registered on the Records of this Island on the 31st day of August, 1946, (hereinafter referred to as "**the principal Law**") to suspend execution of an order for the eviction of a tenant or sub-tenant shall henceforth extend to enable the Court to suspend during such time not exceeding six months as the Court may consider reasonable execution of any order for the eviction of an occupier of any premises other than an occupier whose occupation was in its inception unlawful and the provisions of that Law shall apply accordingly.

NOTE

The following cases have referred to this Law:

Auto-Tune Ltd. v. Pearce (1985) 1.GLJ.26;
Marshall v. Camp (1987-88) 6.GLJ.142;
Savage v. Moulin Huet Holdings Ltd. (1995) 19.GLJ.33;
Gaudion v. Weardale Ltd. (1998) 25.GLJ.61;
Pirito v. Curth 2003-04 GLR 571;
Cotterill v Ozanne 2011-12 GLR 1.

Citation.

2. The principal Law and this Law may together be referred to as the

Stay of Evictions Laws 1946 and 1954.

NOTE

The Law received Royal Sanction on 19th October, 1954 and was registered on the Records of the Island of Guernsey and came into force on 13th November, 1954.
