

In Her Majesty's name I assent to this Ordinance this 26th day of April, 1961.

MAURICE H. DORMAN,
Governor.

LS

No. 27



1961

Sierra Leone

An Ordinance to Amend the Rent Restriction Ordinance, 1953

No. 19 of 1953.

[11th May, 1961.] Date of commencement.

BE IT ENACTED by the Legislature of Sierra Leone, as follows:—

1. This Ordinance may be cited as the Rent Restriction Short title. (Amendment) Ordinance, 1961.

2. Section 2 of the Rent Restriction Ordinance, 1953 (herein- after referred to as the principal Ordinance) is hereby amended by the insertion therein immediately after the definition of " Dwelling house " of the following definition—

Insertion of new definition in section 2 of Ord. No. 19 of 1953.

" Mininster " means the Minister who is for the time being responsible for the subject of housing and country planning".

Amendment
of section 3
of Ord.
No. 19 of
1953.

3. Section 3 of the principal Ordinance is hereby amended by the substitution of the word "Minister" for the word "Governor" wherever that word occurs therein.

Amendment
of section 7
of Ord.
No. 19 of
1953.

4. Section 7 of the principal Ordinance is hereby amended by renumbering the section as 7. (1) and adding thereto the following new subsection (2).—

"(2) Where a landlord is liable to pay increased rates in respect of any dwelling house or shop other than an increase due to improvement by the landlord without the consent of the tenant the tenant shall be liable to pay the landlord sums equal to the amount by which such rates have been increased."

Amendment
of section 9
of Ord.
No. 19 of
1953.

5. Section 9 of the principal Ordinance is hereby amended as follows—

(a) by the deletion of the semi-colon at the end of paragraph (a) of subsection (1) thereof and the addition thereto of the words "except such excess as is provided for in subsection (2) of section 7;"

(b) by the insertion between the words "as" and "may" in the sixth line of paragraph (b) of subsection (1) thereof of the words "is authorised by this Ordinance or as";

(c) by the repeal and replacement of subsection (2) thereof as follows—

"(2) Any person who contravenes the provisions of this section shall on summary conviction be liable, for a first offence, to a fine not exceeding one hundred pounds and in default to imprisonment for a period not exceeding one year and, for a second or subsequent offence, to a fine not exceeding two hundred pounds or to imprisonment for a period not exceeding two years; and any payment made in contravention of this section shall be recoverable by the person to whom the offer to let or from whom the demand of excess rental, premium or other like sum or the giving of any other consideration has been made."

Amendment
of section 10
of Ord.
No. 19 of
1953.

6. Section 10 of the principal Ordinance is hereby amended as follows—

(a) by the addition at the end thereof of the words "Such appeal shall be in the form of a petition in writing containing the grounds upon which it is intended to prosecute the appeal.";

(b) by the repeal and replacement of subsection (2) thereof as follows—

"(2) Every appeal against any decision of a Committee shall be entered within twenty-one days of the date of such decision."

7. Section 12 of the principal Ordinance is hereby amended as follows—

Amendment
of section 12
of Ord.
No. 19 of
1953.

- (a) by the deletion of the word " or " at the end of paragraph (d) of subsection (1) thereof and the addition thereto of the following proviso—

Provided that whenever a landlord has obtained an order or judgment for possession of any dwelling house or shop the rental value of which has been determined on any of the grounds specified herein and the order or judgment is executed or the tenant voluntarily gives up his tenancy in consequence of that order or judgment, the landlord shall be guilty of an offence, if, without first obtaining the permission of the Committee, he lets the dwelling house or shop at any time; or if, having obtained such permission, he fails to comply with any terms or conditions which the Committee may have attached to that permission; and in either such case the landlord shall on summary conviction be liable, for a first offence, to a fine not exceeding fifty pounds and in default to imprisonment for a period not exceeding six months, and, for a second or subsequent offence to a fine not exceeding one hundred pounds or to imprisonment for a period not exceeding twelve months, and it shall be left open to the tenant to re-occupy the said dwelling house or shop; or "

- (b) by the addition immediately after paragraph (e) of subsection (1) thereof of the following paragraph—

" (f) the landlord serves on the tenant notice in writing that he is willing to grant to the tenant at such rent and on such terms as a Committee may consider reasonable a tenancy of other dwelling house and in the case of a shop such other shop as in the opinion of the Committee would reasonably preserve to the tenant the goodwill of his business."

8. The principal Ordinance is hereby amended by the insertion immediately after section 12 of the following section 12A—

Insertion
of new
section 12A
in Ord.
No. 19 of
1953.

"Rent
books to
be provided
by land-
lords.

12A. Where the rent of any dwelling house or shop, the rental value of which has been assessed or determined under this Ordinance, is payable either weekly or monthly, it shall be the duty of the landlord to provide a rent book or other similar document for use in respect of such dwelling house or shop. If the landlord fails to comply with the requirements of this section, he, and any person who on his behalf demands or receives rent in respect of the premises, shall in respect of each week or month as the case may be in which the failure occurs or continues be guilty of an offence and liable on summary conviction to a fine not exceeding ten pounds."

Insertion
of new
section 13A
in Ord.
No. 19 of
1953.

9. The principal Ordinance is hereby amended by the insertion, immediately after section 13 of the following section 13A—

“Returns by landlords and tenants. 13A. It shall be lawful for a Committee to require a landlord or tenant to render to the Committee such returns in such form and containing such particulars in relation to any dwelling house or shop as the Committee may require.”.

Passed in the House of Representatives this 10th day of March, in the year of our Lord one thousand nine hundred and sixty-one.

S. V. WRIGHT,
Clerk of the House of Representatives.

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which has passed the House of Representatives and found by me to be a true and correct copy of the said Bill.

S. V. WRIGHT,
Clerk of the House of Representatives.

M.P. MHCP 4/1