

CHAPTER 49.**SUMMARY EJECTMENT.****ARRANGEMENT OF SECTIONS.****SECTION.**

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FIRST SCHEDULE.**SECOND SCHEDULE.****THIRD SCHEDULE.****FOURTH SCHEDULE.****CHAPTER 49.****SUMMARY EJECTMENT**

9 of 1904.
10 of 1955.
37 of 1959.

An Ordinance to establish a form of procedure for the Summary Ejectment of Tenants of Small Holdings neglecting or refusing to quit after the determination of their tenancies.

[30TH MARCH, 1904.]

Short title.

1. This Ordinance may be cited as the Summary Ejectment Ordinance.

Interpreta-
tion.

2. In this Ordinance, the word " landlord " means the person entitled to the immediate reversion of a tenancy.

Notice by
landlord of
intention to
apply for
summary
ejectment.

3. When any tenancy at will, or on sufferance, or for a term not exceeding ten years, of the whole or part of any land, building, tenement, or corporeal hereditament, either rent free or at a rent not exceeding two hundred pounds per annum, shall have been duly determined by legal notice to quit or otherwise,

and the tenant thereof shall neglect or refuse to quit the same, the landlord or person entitled to the immediate reversion of such tenancy may give notice to the tenant of his intention to apply for summary ejectment under this Ordinance.

10 of 1955.
37 of 1955.

4. Such notice shall be in writing, signed by the landlord or his agent, and shall be in the form set out in the first schedule hereto, or to the same effect:

Form of
notice.

Provided that the time allowed in the notice for quitting the premises shall not be less than two days in case of a weekly tenancy, or a tenancy in which no definite term is limited, and not less than four days in case of a tenancy for a longer term.

5. The notice may be served either personally or by leaving the same with some person being, and apparently residing, at the place of abode of such tenant:

Service of
notice.

Provided that if such tenant cannot be found, and the place of abode of such tenant shall not be known, or admission thereto cannot be obtained for serving such notice, service may be effected by posting the said notice on some conspicuous part of the tenancy named therein.

6. It shall be lawful for the landlord or his agent, after giving such notice as aforesaid, upon information laid to the Court in the form set out in the second schedule hereto, to take out a summons before the Magistrate, returnable at any time after such notice shall have expired, for summary ejectment under this Ordinance.

Summons for
summary
ejectment.

The summons shall be in the form set out in the third schedule hereto, and may be served in the manner provided in this Ordinance for the service of the notice in writing.

7. At the hearing of the summons, and upon proof of the following facts—

Trial and
issue of
warrant by
Magistrate.

- (1) the tenancy and the determination thereof;
- (2) notice as hereinbefore provided;
- (3) the neglect or refusal of the tenant to comply with the notice;

(4) the service or posting up of the summons as aforesaid; the Magistrate may, notwithstanding any alleged claim of right or title, issue a warrant to the constables of the Colony, in the form set out in the fourth schedule hereto, commanding them, within a period named therein, to enter (by force if needful) into the premises, and give possession of the same to the landlord or