

USURY ACT OF 1834⁽¹⁾⁽²⁾ (QUEENSLAND, ADOPTED) IN ITS APPLICATION TO THE TERRITORY OF PAPUA.

An Act for removing doubts respecting the application to New South Wales of the Laws and Statutes of England relating to Usury and to limit and define the rate of Interest which may be recovered in cases where it hath not been previously agreed on between the parties.

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Preamble repealed by No. 3 of 1914, s. 2 and First Schedule.
Declaring the Usury Laws of England not to be in force.

BE it enacted and declared by His Excellency the Governor of New South Wales with the advice of the Legislative Council thereof That the Laws and Statutes of England relating to Usury shall be deemed taken and adjudged not to extend to the said Colony or its Dependencies or to be in force within the same.

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Section 2 repealed by Q. 8 Vic. No. 17, s. 1.

(1) The *Usury Act of 1834* of Queensland, in its application to the Territory of Papua, comprises the original *Usury Act of 1834* of Queensland as amended by the other Act of Queensland referred to in Part I of the following Table, and as amended by the Ordinance of the Territory of Papua referred to in Part II of the following Table:—

TABLE.

PART I.—ACT OF THE STATE OF QUEENSLAND.

Citation of Act.	Ordinance by which adopted.	Date on which adoption took effect.
<i>Usury Act of 1834</i> (5 Wm. IV No. 10) ^(a)	<i>The Courts and Laws Adopting Ordinance (Amended) of 1889</i> (No. 6 of 1889)	23.11.1889 (Supplement to British N.G. Govt. Gaz. of 23.11.1889)
<i>An Act to Regulate the Rate of Interest on Money</i> (8 Vic. No. 17) ^(a)	<i>The Courts and Laws Adopting Ordinance (Amended) of 1889</i> (No. 6 of 1889)	23.11.1889 (Supplement to British N.G. Govt. Gaz. of 23.11.1889)

(a) Continued in force in the Territory of Papua by section 6(1) of the *Papua Act 1905*.

PART II.—ORDINANCE OF THE LEGISLATIVE COUNCIL FOR THE TERRITORY OF PAPUA.

Short title, number and year.	Date of reservation by Lieut. Gov.	Date on which assent of Gov. Gen. in Council published in Papua Govt. Gaz.	Date on which came into operation.
<i>Ordinances Revision Ordinance, 1913</i> (No. 3 of 1914)	14.8.1913	4.2.1914	4.2.1914 (<i>Papua Govt. Gaz.</i> of 4.2.1914)

(2) At the date of its adoption by the Possession of British New Guinea, this Act had no short title. It was given the title of "*The Usury Act of 1834*," in the State of Queensland by *The Acts Shortening Act Amendment Act of 1903*, of Queensland, which Act was, however, not adopted as a law of the Territory of Papua by any Ordinance of the Territory of Papua.

(3) The original Act consisted of two sections. Section 2 provided for an allowance of 8 per cent interest where no rate had been agreed upon. Section 2 was repealed by 8 Vic. No. 17, s. 1.