

# HIRE PURCHASE ORDINANCE 1974

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**No. 16 of 1974**

An Ordinance to amend the  
*Hire Purchase Ordinance 1961* as amended

[Assented to 26 June 1974]

**B**E it ordained by the Legislative Council for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Hire Purchase Ordinance 1974*. Short title

2. The *Hire Purchase Ordinance 1961* as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. Section 4 of the Principal Ordinance is repealed. Parts

4. After section 5 of the Principal Ordinance the following section is inserted:

“5A.(1) Notwithstanding any other law in force in the Territory, an agreement entered into by an infant after the commencement of the *Hire Purchase Ordinance 1974*, being— Application

- (a) a hire-purchase agreement;
- (b) a contract of insurance required to be entered into under Part VI in respect of goods the subject of a hire-purchase agreement; or
- (c) a contract of third party insurance in relation to a motor vehicle the subject of a hire-purchase agreement,

is, both before and after the infant attains the age of 21 years, as valid and binding for all purposes on the parties and may be enforced, both before and after the infant attains that age, to the same extent as if the infant had attained that age at the time when he entered into the agreement.

“(2) A party to an agreement referred to in sub-section (1) entered into by an infant is not entitled either before or after the infant attains the age of 21 years—

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- (a) to avoid the agreement or any of his obligations under the agreement; or
  - (b) to repudiate any transfer or assignment of property made to him in pursuance of the agreement.
- on any ground arising out of the fact that the infant had not, at the time when he entered into the agreement, attained that age.

“(3) This section extends to an agreement referred to in sub-section (1) entered into by an infant jointly or in common with another person, whether or not that person is an infant.

“(4) In this section, ‘infant’ means a person who has attained the age of 18 years but has not attained the age of 21 years.”.