

CHAPTER 4A

AGE OF CIVIL LEGAL RESPONSIBILITY ACT

• Act • Subsidiary Legislation •

ACT

Act No. 14 of 2011

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CHAPTER 4A

AGE OF CIVIL LEGAL RESPONSIBILITY ACT

An Act to provide and to vest full legal capacity regarding civil matters in any person who attains the age of eighteen years, so that this shall be the age of civil legal responsibility.

[Act No. 14 of 2011.]

[29th July, 2011.]

Short title

1. This Act may be cited as the Age of Civil Legal Responsibility Act.

Interpretation

2. In this Act—

“appointed day” means the day on which this Act comes into force;

“civil matters” means any of the matters that fall within the purview of the civil division of the Supreme Court of Grenada and the West Indies Associated States in Grenada, other than matters under the Constitution of Grenada.

Legal age of civil legal responsibility

3. (1) As from the appointed day, any person who attains the age of eighteen years, shall be of the age of full civil legal responsibility and thus have full legal capacity to deal with civil matters without needing the consent of his parents or guardians, or the permission of any court of law, on account only of his age.

- (2) Subsection (1) applies for the purposes of any and every rule of law in relation to civil matters; notwithstanding any definition or statement or intimation to the contrary, as to the construction of “an infant”, “a child”, “a minor”, “a young person”, “of full age” or any other similar expression in—

- (a) any written law, whether passed or made before, on, or after, the appointed day; and

- (b) any deed, will or other instrument whatsoever other than a written law, made on or after the appointed day.

Hold and dispose of property

4. Without prejudice to the generality of section 3, a person who attains the age of eighteen years shall lawfully, without the consent of his parent(s) or guardian(s), or the permission or leave of a Court, do as follows—

- (a) hold in his name, real property that is freehold, leasehold or of other tenure whether corporeal or incorporeal hereditaments, or otherwise, under—
 - (i) an indenture,
 - (ii) a conveyance,
 - (iii) a deed,
 - (iv) a document, or
 - (v) an instrument;
- (b) execute an indenture, conveyance, deed, other document or instrument that—
 - (i) conveys,
 - (ii) mortgages,
 - (iii) grants, or
 - (iv) otherwise disposes,
inter vivos of real property, whether freehold, leasehold or of other tenure, whether corporeal, incorporeal hereditaments, or otherwise;
- (c) execute or otherwise sign a—
 - (i) lease,
 - (ii) tenancy, or
 - (iii) licence,regarding real property whether freehold, leasehold or of other tenure, whether corporeal or incorporeal hereditaments, or otherwise;
- (d) hold in his name personal property of any kind, and dispose of the same by any lawful means;
- (e) make a will that bequeaths any personal estate, or a will that is—
 - (i) freehold, leasehold or other tenure, or
 - (ii) corporeal, incorporeal hereditaments, or otherwise;
- (f) enter into a contract by specialty or simple contract for necessities or otherwise, with all accounts stated, for—
 - (i) the repayment of money lent or to be lent,
 - (ii) for goods supplied or to be supplied, or
 - (iii) services rendered or to be rendered; and
- (g) enter into marriage.

All existing legislation subject to this Act

5. (1) Any Act or other written law, whether enacted or made before or after the commencement of this Act, which conditions the transacting of any civil matter by a person on his attaining the age of twenty-one years, or any age higher than the age of eighteen years, shall—

- (i) be read as being subject to this Act, and
- (ii) be construed with such modifications and adaptations as may be necessary to bring them into conformity with this Act.

(2) Any rule of the common law, including equity, which conditions the transacting of any civil matter by a person on his attaining the age of twenty-one years or any age higher than the age of eighteen years shall—

- (i) be abolished by this Act, and
- (ii) be substituted therefore the age of civil legal responsibility provided for by this Act.

Amendments

6. Without prejudice to the generality of section 5, the enactments mentioned in the first column of the Schedule are amended in the respects specified in the second column thereof.

SCHEDULE

Enactments

[Section 6.]

<i>Enactments</i>	<i>Amendments</i>
Conveyancing and Law of Property Act, Chapter 64	In section 5— in subsection (1) by deleting the word “twenty-one” and substituting the word “eighteen”.
Marriage Act, Chapter 184	In section 20— (a) in subsection (1) by deleting the word “twenty-one” and substituting the word “eighteen”; (b) in subsection (2) by deleting the word “twenty-one” and substituting the word “eighteen”; (c) in subsection (3) by deleting the word “twenty-one” and substituting the word “eighteen” wherever it occurs.
Marriage Act, Chapter 184— <i>continued</i>	In section 31— in subsection (4) by deleting the word “twenty-one” and substituting the word “eighteen”.
Pensions Act, Chapter 233	In the Schedule— (a) in regulation 9(3) line 6 by deleting the word “twenty” and substituting the word “eighteen”; (b) in regulation 21(a) line 1 by deleting the word “twenty” and substituting the word “eighteen”.
Wills Act, Chapter 340	In section 5— by deleting the word “twenty-one” and substituting the word “eighteen”.

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SUBSIDIARY LEGISLATION

No Subsidiary Legislation
