

THE CODE CIVIL MAURICIEN (AMENDMENT) BILL
(No. XV of 2010)

Explanatory Memorandum

The main object of this Bill is to amend the Code Civil Mauricien so as to reduce the time limits applicable to declare a person absent.

The Bill provides that where there has been a judicial decision to the effect that a person is presumed absent, the time lapse of 5 years be reduced to 3 years, for the purpose of declaring the person absent.

The Bill further provides that where there has been no such judicial decision, a person can be declared absent if he is no longer seen at his place of residence for a period of more than 5 years, instead of more than 10 years.

13 August 2010

Y. N. VARMA
Attorney-General

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
 2. Code Civil Mauricien amended
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A BILL

To amend the Code Civil Mauricien

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Code Civil Mauricien (Amendment) Act 2010.

2. Code Civil Mauricien amended

The Code Civil Mauricien is amended in article 122 –

- (a) in the first alinéa, by deleting the word “cinq” and replacing it by the word “trois”; and
 - (b) in the second alinéa, by deleting the word “dix” and replacing it by the word “cinq”.
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