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By Mr. Murphy of Brockton, petition of Paul Maurice Murphy and another for legislation to provide that notice of injuries received by reason of defects in ways caused by snow or ice may be oral or in writing. The Judiciary.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT PROVIDING THAT NOTICE OF INJURIES RECEIVED BY REASON OF DEFECTS IN WAYS CAUSED BY SNOW OR ICE MAY BE ORAL OR IN WRITING.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 84 of the General Laws is hereby amended by strik-  
2 ing out section 19, inserted by section 2 of chapter 378 of the  
3 acts of 1965, and inserting in place thereof the following sec-  
4 tion:—

5 *Section 19.* Such notice shall be given orally or in writing  
6 by the person injured or by some one in his behalf, and may be  
7 given, in the case of a county, to one of the county commis-  
8 sioners or the county treasurer; in the case of a city, to the  
9 mayor, the city clerk or treasurer; in the case of a town, to  
10 one of the selectmen or to the town clerk or treasurer. If the  
11 person injured dies within the time required for giving the  
12 notice, his executor or administrator may give such notice  
13 within thirty days after his appointment. If by reason of  
14 physical or mental incapacity it is impossible for the person  
15 injured to give notice within the time required, he may give it  
16 within thirty days after such incapacity has been removed,  
17 and if he dies within said thirty days his executor or adminis-  
18 trator may give the notice within thirty days after his appoint-  
19 ment. Notice which contains the information that the person  
20 was so injured giving the name and place of residence of the  
21 person injured and the time, place and cause of the injury or  
22 damage, shall be considered a sufficient notice.

