J. Y. Interpretation No.44（February 21, 1955）*

ISSUE: Is a contract providing for rent payment in kind in lieu of payment in cash as agreed upon by the contracting parties in conflict with applicable provisions of the Civil Code regarding lease?

RELEVANT LAWS:

Article 421, Paragraph 2 of the Civil Code（民法第四百二十一條第二項）.

KEYWORDS:

parties of the contract（契約當事人）.**

HOLDING: Except as otherwise prohibited in other laws, the agreement of parties of a contract to pay the rent with rice does not contradict Article 421, Paragraph 2, of the Civil Code and should be allowed under the Civil Code.

解釋文：契約當事人雙方約定以白米給付房租，核與民法第四百二十一條第二項尚無牴觸，除其他法令別有禁止之規定外，自非法所不許。

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* Translated by Li-Chih Lin, Esq., J.D.

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