

1997
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Mr Moore)

Tenancy Tribunal (Amendment) Bill 1997

**A BILL
FOR
An Act to amend the Tenancy Tribunal Act 1994**

The Legislative Assembly for the Australian Capital Territory enacts
as follows:

Short title

1. This Act may be cited as the *Tenancy Tribunal (Amendment) Act 1997*.

Commencement

2. (1) Sections 1 and 2 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day fixed by the Minister by notice in the *Gazette*.

(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 3 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

Principal Act

3. In this Act, "Principal Act" means the *Tenancy Tribunal Act 1994*

Interpretation - "lease"

4. Section 3 of the Principal Act is amended—

- (a) by inserting after "occupation" in the definition of "lease" the words "or use"; and
- (b) by inserting after "sublease" in the definition of "lease" the words "or a licence"

Interpretation - "small commercial premises"

5. Section 3 of the Principal Act is amended by omitting the definition of "small commercial premises".

Leases

6. Section 5 of the Principal Act is amended by—

- (a) omitting from paragraph (1)(a) all the words after "retail premises; and
- (b) omitting from paragraph (1)(b)—
 - (i) the word "small"; and
 - (ii) all the words after "commercial premises".

Disputes

7. Section 6 of the Principal Act is amended by adding after paragraph (1)(b) the following new paragraph.

- "(c) a dispute about whether the rent is, in the circumstances, excessive,"