

HOUSING ASSISTANCE ACT 1987

RENT RELIEF PROGRAM

VARIATION

NO. 140 OF 1993

LR 16/4/04

Under section 12 of the *Housing Assistance Act 1987*, I VARY the Rent Relief Program as follows:

Title

1. This Instrument is titled Rent Relief Program Variation 1993.

Commencement

2. This Instrument commences operation on 3 October 1993 or the date of gazettal, whichever occurs later.

Rent Relief Program

3. In this Instrument "Rent Relief Program" means the Housing Assistance Program made by the Commissioner for Housing published in the Australian Capital Territory Gazette ACT No. 26 on 15 November 1989 as varied pursuant to section 12 of the *Housing Assistance Act 1987* and in effect at the date this Instrument commences operation.

Variations

4. The Rent Relief Program is amended as follows:

- 4.1 Clause 5(1)(m) is amended by omitting "6 month period" and substituting "12 month period".

- 4.2 Insert in Clause 5(1) after paragraph (o) the following paragraph:

"(p) the applicant does not reside in a hall of residence or other hostel accommodation for students administered by a tertiary educational institution or by a church or community organisation."

- 4.3 Clause 7(1) is amended by omitting "30%" and substituting "40%".

- 4.4 Insert after Clause 10(3)(b) the following clause:

"(3A) The amount of rental subsidy otherwise payable to an applicant under subclauses (1) and (3) shall be reduced by any amount of rent assistance paid to the applicant under the *Social Security Act 1991* or the *Veterans Entitlements Act 1986*."

4.5 Clause 10(5) is amended:

- 4.5.1 by omitting "30%" and substituting "40%";
- 4.5.2 by deleting "plus rent assistance paid to the applicant under the *Social Security Act 1991* or the *Veterans' Entitlements Act 1986*;
- 4.5.3 by inserting after the words "other than dependent child payments" the words "and rent assistance paid to the applicant under the *Social Security Act 1991* or the *Veterans' Entitlements Act 1986*;
- 4.5.4 by omitting "other than the applicant's spouse, who is a resident in the household" and substituting "other than the applicant".

4.6 After Clause 10(5) the following Clause is inserted:

"10(6) In this Clause 10 the word "applicant" includes the co-habiting spouse of the applicant whether or not that spouse is a party to the application".

- 4.7 Clause 19(1)(a) is amended by inserting after "wholly or in part" the words "under Clause 17(3)".
- 4.8 Clause 19(1)(b) is amended by omitting "subclause 20(1)" and substituting "subclause 18(3)".
- 4.9 Clause 19(2) is amended by omitting "subclause 20(4)" and substituting "subclauses 17(4) and 18(4)".

Transitional

- 5. The amendments made by paragraphs 4.1, 4.2, 4.4 and 4.5 (except 4.5.3) of this Instrument do not apply:
 - 5.1 in relation to rent subsidy granted under sub-clause 10(4) before the commencement of this Instrument - during the period for which assistance has been granted; and
 - 5.2 in relation to a further application by an applicant for rent subsidy and any subsequent grant of rent subsidy pursuant to paragraph 10(4)(b) - where, immediately before that further application, rent subsidy was paid under the Rent Relief Program to that applicant in respect of the

same dwelling which is the subject of the further application.


Dated this 29th day of September 1993.


Rodney David Templar
Acting Commissioner for Housing

APPROVAL

Under section 12 of the Housing Assistance Act 1987 I APPROVE the variation to the Rent Relief Program made by the Acting Commissioner for Housing by this Instrument.

Dated this 29th day of September 1993.


Terence Connolly
Minister for Housing and Community Services