

No. 18 of 1973

AN ORDINANCE

To amend the *Landlord and Tenant Ordinance 1949-1972*.

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1972*.

Dated this thirty-first day of May, 1973.

PAUL HASLUCK
Governor-General.

By His Excellency's Command,

KEP ENDERBY
Minister of State for the Capital Territory.

LANDLORD AND TENANT ORDINANCE 1973

1. (1) This Ordinance may be cited as the *Landlord and Tenant Ordinance 1973*.^{*} Short title and citation.

(2) The *Landlord and Tenant Ordinance 1949-1972*† is in this Ordinance referred to as the Principal Ordinance.

(3) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Landlord and Tenant Ordinance 1949-1973*.

2. Section 8 of the Principal Ordinance is amended by inserting in sub-section (1), after the definition of "the Controller", the following definition:— Interpretation.

" 'the Court' means the Court of Petty Sessions; "

3. Section 70 of the Principal Ordinance is repealed and the following section substituted:—

" 70. The Court of Petty Sessions has jurisdiction in proceedings under Part III. " Jurisdiction of Court.

4. Section 75 of the Principal Ordinance is repealed and the following section substituted:—

" 75. (1) An appeal lies to the Supreme Court from a judgment or order of the Court in proceedings under this Part. Appeals.

^{*} Notified in the *Commonwealth Gazette* on 7 June 1973.

† Ordinance No. 6, 1949, as amended by No. 10, 1952; No. 3, 1957; No. 19, 1966; and No. 36, 1972.

“(2) The provisions of Division 2 of Part XI of the *Court of Petty Sessions Ordinance* 1930-1972 apply to and in relation to an appeal under sub-section (1) as if it were an appeal from an order of the Court of the kind referred to in paragraph (h) of sub-section (1) of section 208 of that Ordinance.”.

Premises not to be sold or re-let in certain cases.

5. Section 78 of the Principal Ordinance is amended—

- (a) by omitting from sub-section (1) the words “the appropriate court” and substituting the words “the Court”; and
- (b) by omitting sub-sections (4) and (5).

Schedule.

6. The Principal Ordinance is amended as set out in the Schedule.

SCHEDULE

Section 6

Amendments of the Principal Ordinance

Provision amended	Omit—	Insert—
Section 63 (3)	any court of competent jurisdiction	the Court
Section 69 (1)	any court and the court of the court a court having jurisdiction under this Part so to do	the Court and the Court of the Court the Court
Section 69 (2)	a court	the Court
Section 71 (1)	the court shall	the Court shall
Section 71 (1) (b)	the court	the Court
Section 71 (2)	the court shall unless the court	the Court shall unless the Court
Section 72	the court may	the Court may
Section 72 (c) (i)	the court	the Court
Section 72 (c) (ii)	the court	the Court
Section 73 (1)	of the court until the court	of the Court until the Court
Section 73 (2)	the court	the Court
Section 73 (3)	the court has of the court	the Court has of the Court
Section 74	any court	the Court
Section 77	the court which made the order to the court of the court	the Court to the Court of the Court
Section 80	a court that court	the Court the Court
Section 82 (2)	the court	the Court
Section 83 (3) (b)	the court	the Court
Section 83 (3) (c)	the court	the Court