

Application for Endorsement

This application is for lessors and tenants wishing to vary the terms of their Tenancy Agreement. New clauses must not be inconsistent with existing terms in the standard tenancy agreement, as set out in Schedule 1 of the *Residential Tenancies Act 1997*, and must be endorsed by the ACAT for the agreement to be valid.

A term of a residential tenancy agreement is void if it inconsistent with a standard residential tenancy term and it is not endorsed by the ACAT.

All parties must agree with the changes and both must sign this form to show that agreement has been reached.

Lessors and tenants should refer to Section 10 and Schedule 1 of the *Residential Tenancies Act 1997* for further information. The Tribunal will consider the information provided in this application and any documentation attached and may make an order. If the Tribunal requires further information the contact officer nominated in the application will be contacted. Whilst an appearance before the Tribunal may not be necessary, if you are required to appear before the Tribunal every effort will be made to hear the matter as soon as possible.

ACAT File Number:

RE

ACAT use only

A. LESSOR DETAILS

(for multiple lessors, attach details on a separate page)

Name:

Address:

If lessor is represented by an agent, please complete section C. If not represented, please complete below:

Preferred Phone Number:

Alternate Phone Number:

Email:

Times available:

B. TENANT DETAILS

(for multiple tenants, attach details on a separate page)

Name:

Address:

If tenant is represented by an agent, please complete section C. If not represented, please complete below:

Preferred Phone Number:

Alternate Phone Number:

Email:

Times available:

Address of Rental Premises:

C. REPRESENTATIVE DETAILS OR LAWYER APPEARANCE BEFORE THE TRIBUNAL

(any representative who is not a lawyer should file an Authority to Act for a Corporation or Power of Attorney providing authorisation to represent the applicant)

The lessor will be represented by the contact officer/agent nominated in this application; or

The lessor will be represented before the Tribunal (if necessary) by:

Who can be contacted at:

Address:

Preferred Phone Number:

Alternate Phone Number:

Email:

Times available:

The tenant will be represented by the contact officer / agent nominated in this application; or

The tenant will be represented before the Tribunal (if necessary) by:

Who can be contacted at:

Address:

Preferred Phone Number:

Alternate Phone Number:

Email:

Times available:

D. DETAILS OF THE AGREEMENT

A copy of the agreement between the lessor and the tenant should also be attached to this application.

Date agreement signed:

**Date upon which the tenant
commences occupancy
of the premises:**

E. DETAILS OF THE INCONSISTENT TERMS

The tribunal has endorsed the terms of an agreement in identical terms to the attached Pro Forma for Endorsement:

Yes. Complete the following details of the previously endorsed order, attach a copy and proceed to Section G.

Please advise: Date of ACAT order:

ACAT Reference No: RE

Please ensure Pro Forma for Endorsement, Residential Tenancy Agreement and copy of previously endorsed order are attached and this form is signed and dated.

No. Please complete the following:

Please identify:

Clauses of the prescribed terms which are affected by the inconsistent terms

Clauses of the agreement which are inconsistent with the prescribed terms

F. DETAILS OF THE CIRCUMSTANCES RELATING TO THE AGREEMENT

Please provide details relating to:

a. the consent of the lessor and the tenant to the inconsistent term/s proposed.

b. details of any negotiations between the lessor and the tenant relating to the inconsistent term/s proposed.

c. whether the inclusion of the term would result in any financial or other disadvantage to either the lessor or the tenant.

d. whether a term in substantially the same form (if known) has been endorsed before.

G. SIGN APPLICATION FORM

Please complete the *Pro Forma for Endorsement* (available at www.acat.act.gov.au) and submit it with this application. The Residential Tenancy Agreement must also be filed with this application. By signing this application, the lessor and the tenant/s each declare that the inclusion of the term/s of the residential tenancy agreement that are inconsistent with the prescribed terms was not obtained by fraud or undue influence.

Signature/s of lessor/s:

Date:

Signature/s of tenant/s:

Date: