



New South Wales

Residential Tenancies (Tribunal) Amendment (Monetary Jurisdiction) Regulation 1997

under the
Residential Tenancies Act 1987

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Residential Tenancies Act 1987*.

Faye Lo Po' MP
Minister for Fair Trading

Explanatory note

Under section 85 (3) of the *Residential Tenancies Act 1987*, the Residential Tenancies Tribunal cannot, in proceedings before it, make an order for the payment of an amount of more than \$5,000, or make an order for work to be performed if it will cost more than \$5,000. However, another amount may be prescribed by the regulations.

The object of this Regulation is to increase, to \$10,000, the maximum amount that the Tribunal may order. This will not apply to the Tribunal's jurisdiction with respect to rental bonds, which is presently set at \$20,000.

This Regulation is made under the *Residential Tenancies Act 1987*, including sections 85 (3) and 133 (the general regulation making power).

1997 No 517

Clause 1 Residential Tenancies (Tribunal) Amendment (Monetary Jurisdiction) Regulation 1997

Residential Tenancies (Tribunal) Amendment (Monetary Jurisdiction) Regulation 1997

1 Name of Regulation

This Regulation is the *Residential Tenancies (Tribunal) Amendment (Monetary Jurisdiction) Regulation 1997*.

2 Commencement

This Regulation commences on 1 October 1997.

3 Amendment of Residential Tenancies (Tribunal) Regulation 1995

The *Residential Tenancies (Tribunal) Regulation 1995* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment

(Clause 3)

Clause 5A

Insert after clause 5:

5A Orders of the Tribunal—prescribed amount: sec. 85

- (1) For the purposes of section 85 (3) (a) and (b) of the Act, the amount of \$10,000 is prescribed.
- (2) Subclause (1):
 - (a) does not affect the operation of clause 5, and
 - (b) applies only in respect of those proceedings before the Tribunal that relate to an application under section 86 of the Act made after the commencement of this clause.