New South Wales

Retirement Villages Amendment (Tribunal) Regulation 2005

under the

Retirement Villages Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Retirement Villages Act 1999*.

DIANE BEAMER, M.P.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to update various references to the abolished Residential Tribunal with references to the Consumer, Trader and Tenancy Tribunal which now has jurisdiction to decide matters under the *Retirement Villages Act 1999*.

This Regulation is made under the *Retirement Villages Act 1999*, including section 203 (the general regulation-making power).

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1   Name of Regulation

This Regulation is the *Retirement Villages Amendment (Tribunal) Regulation 2005*.

2   Amendment of Retirement Villages Regulation 2000

The *Retirement Villages Regulation 2000* is amended as set out in Schedule 1.

Schedule 1   Amendments

(Clause 2)

[1]   Clauses 17 (1) (c) (iii), 18 (1) (b) (iv), (viii) and (ix) and 22 (h), (i), (j) and (k) and Schedules 3, 5 and 10

Omit "Residential Tribunal" wherever occurring. Insert instead "Tribunal".

[2]   Part 5, heading

Omit "**Residential Tribunal**".

Insert instead "**Applications to Tribunal and orders**".

[3]   Clause 24 Time for making application to Tribunal

Omit "Residential" from the note to clause 24 (1).

[4]   Clause 24 (1), note

Omit "*Residential Tribunal Act 1998*".

Insert instead "*Consumer, Trader and Tenancy Tribunal Act 2001*".

[5]   Clause 24 (3)

Omit the subclause.

[6]   Schedule 1 Disclosure statement

Insert "or the Consumer, Trader and Tenancy Tribunal" after "Residential Tribunal" wherever occurring.

[7]   Schedule 3 Matter to be included in village contracts

Omit "Fair Trading Tribunal" from the matter under the heading **Dispute resolution**.

Insert instead "Consumer, Trader and Tenancy Tribunal".