



New South Wales

# Residential Tenancies (Residential Premises) Amendment (Social Housing) Regulation 2005

under the

Residential Tenancies Act 1987

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

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

## Explanatory note

The object of this Regulation is to exclude certain classes of residential tenancy agreements let by social housing providers from the definition of **social housing tenancy agreement** for the purposes of the *Residential Tenancies Act 1987* (**the Act**).

This Regulation commences on 28 November 2005 to coincide with the commencement of the *Residential Tenancies Amendment (Social Housing) Act 2005*, which inserts that definition into the Act.

This Regulation is made under the *Residential Tenancies Act 1987*, including sections 3 (1) and 133 (the general regulation-making power).

**2005 No 752**

Residential Tenancies (Residential Premises) Amendment (Social Housing)  
Clause 1 Regulation 2005

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**Residential Tenancies (Residential Premises)  
Amendment (Social Housing) Regulation 2005**

under the

Residential Tenancies Act 1987

**1 Name of Regulation**

This Regulation is the *Residential Tenancies (Residential Premises) Amendment (Social Housing) Regulation 2005*.

**2 Commencement**

This Regulation commences on 28 November 2005.

**3 Amendment of Residential Tenancies (Residential Premises) Regulation 1995**

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

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## Schedule 1      Amendment

(Clause 3)

### Clause 5A

Insert after the heading to Part 2:

#### **5A      Agreements excluded from definition of “social housing tenancy agreement”**

A residential tenancy agreement in respect of premises let by any of the following is prescribed as not being within the definition of *social housing tenancy agreement* in section 3 (1) of the Act:

- (a) the Office of Community Housing of the Department of Housing,
- (b) an organisation for the time being registered with the Office of Community Housing,
- (c) an organisation for the time being registered under Part 5 of the *Aboriginal Housing Act 1998*.