



New South Wales

# Retirement Villages Amendment (Miscellaneous) Regulation 2022

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*.

VICTOR DOMINELLO, MP  
Minister for Fair Trading

## Explanatory note

The objects of this Regulation are to—

- (a) specify what constitutes relevant village information, changes to which the Secretary must be notified of within 21 days by operators of retirement villages, and
- (b) allow the Secretary to publish relevant village information on the Department of Customer Service website, and
- (c) repeal the requirement for retirement villages in the Central Coast or City of Lake Macquarie local government areas to provide additional relevant village information regarding residential premises that are for sale or sold.

## **Retirement Villages Amendment (Miscellaneous) Regulation 2022**

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Retirement Villages Act 1999

### **1 Name of Regulation**

This Regulation is the *Retirement Villages Amendment (Miscellaneous) Regulation 2022*.

### **2 Commencement**

This Regulation commences on the day on which it is published on the NSW legislation website.

## **Schedule 1      Amendment of Retirement Villages Regulation 2017**

**[1] Clause 50AA Initial provision of relevant village information**

Omit “the information” from clause 50AA(2).

Insert instead “the relevant village information specified in Schedule 7 and”.

**[2] Clause 50AB Annual provision of relevant village information**

Omit “If the information” from clause 50AB(3).

Insert instead “If relevant village information specified in Schedule 7”.

**[3] Clause 50AC, heading**

Omit “—general”.

**[4] Clause 50AC**

Omit “the relevant village information referred to in clauses 50AA and 50AB”.

Insert instead “relevant village information”.

**[5] Clause 50A Provision of relevant village information—residential premises for sale or sold**

Omit the clause.

**[6] Schedule 7**

Insert after Schedule 6—

## **Schedule 7      Provision of certain village information**

clauses 50AA and 50AB

**1 Retirement village information**

The following information relating to a retirement village—

- (a) the village trading name,
- (b) the village street address,
- (c) the village contact details, including telephone number and email address.

**2 Retirement village operator information**

The retirement village operator’s full name.

**3 Residents Committee information**

The following information about a Residents Committee of a retirement village—

- (a) if there is a Residents Committee of the village,
- (b) the name of the secretary or the chairperson of the Residents Committee,
- (c) the contact telephone number and email address for the Residents Committee.

#### **4 Retirement village units information**

The following information relating to the number of units in a retirement village—

- (a) the total number of units,
- (b) the number of units with accessibility facilities.

#### **5 Resident right types information**

The following information relating to the presence of the following resident right types in a retirement village—

- (a) strata title schemes,
- (b) leasehold arrangements,
- (c) non-registered lease or licence arrangements,
- (d) community land schemes,
- (e) rental arrangements,
- (f) company title schemes,
- (g) other residence rights.

#### **6 Retirement village business information**

The following information about the management and operation of a retirement village—

- (a) if company, sole trader, partnership, not for profit or charity—the entity type,
- (b) for a body corporate—the ABN, ACN, ARBN or other registration number,
- (c) for a business operating more than 1 retirement village in NSW—the number of retirement villages the business operates in NSW,
- (d) the name of any industry association the business is a member of,
- (e) the contact details for information requests, including the contact person's full name, title, telephone number and email address,
- (f) confirmation that the village is insured under the Act, section 100,
- (g) whether the operator has been convicted of an offence under the Act, including details of the offence and the amount of the penalty,
- (h) details regarding the extent to which the operator has complied with all requirements of any development consent relating to the village site,
- (i) whether the village has been registered under the Act, section 24A,
- (j) for a village that has not yet been registered under the Act, section 24A—the reasons for the delay,
- (k) if the operator does not own the land notified as a retirement village—details of the entity that owns the land.

#### **7 Retirement village site information**

The following information relating to the management and operation of the retirement village—

- (a) the total size of the land, in square metres, that was notified under the Act, section 24A as comprising the retirement village,
- (b) the footprint of the buildings, in square metres, comprising the retirement village,

- (c) whether the development is fully completed, partially completed or still to be built,
- (d) for a retirement village that is partially completed or still to be built, the following particulars of all proposed stages—
  - (i) the estimated date of completion,
  - (ii) the proposed number of premises,
  - (iii) whether development consent has been obtained.