

Residential Tenancies Amendment (Public Housing) Act 2004 No 66

[2004-66]



New South Wales

Status Information

Currency of version

Repealed version for 20 June 2006 to 6 December 2007 (accessed 19 November 2024 at 16:24)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by Part 2 of Sch 5 to the [Statute Law \(Miscellaneous Provisions\) Act \(No 2\) 2007 No 82](#) with effect from 7.12.2007.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 7 December 2007

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Residential Tenancies Amendment (Public Housing) Act 2004 No 66



New South Wales

An Act to amend the *Residential Tenancies Act 1987* to make further provision with respect to public housing tenancies; and for other purposes.

1 Name of Act

This Act is the *Residential Tenancies Amendment (Public Housing) Act 2004*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

3 Amendment of *Residential Tenancies Act 1987 No 26*

The *Residential Tenancies Act 1987* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1]-[5] (Repealed)

[6] Section 64 (4) (e)

Insert “, including, if the tenant is a tenant under a public housing tenancy agreement, any prior tenancy of the tenant arising under any such agreement” after “concerned”.

[7] Section 64 (7)

Insert “or 68A” after “section 68”.

[8] Section 68A

Insert after section 68:

68A Tribunal may terminate public housing tenancy agreement for threat,

abuse, intimidation or harassment

- (1) The Tribunal may, on application by the New South Wales Land and Housing Corporation under a public housing tenancy agreement, make an order terminating the agreement if it is satisfied that the tenant has:
 - (a) seriously or persistently threatened or abused any member of staff of the Department of Housing, or
 - (b) intentionally engaged in conduct in relation to any such member of staff that would be reasonably likely to cause the member of staff to be intimidated or harassed (whether or not any abusive language or threat has been directed towards the member of staff).
- (2) If the Tribunal makes an order terminating an agreement under this section, the Tribunal is to also make an order for possession of the premises to which the agreement relates taking effect immediately.

[9] (Repealed)