



# TASMANIAN GOVERNMENT GAZETTE

PUBLISHED BY  
AUTHORITY  
ISSN 0039-9795

TUESDAY 30 JUNE 2020

No. 22 003

## COVID-19 Disease Emergency

TASMANIA

COVID-19 DISEASE EMERGENCY (MISCELLANEOUS PROVISIONS) ACT 2020

NOTICE UNDER SECTION 22

I, PETER CARL GUTWEIN, the Premier, in pursuance of section 22(2) of the *COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020*, being of the opinion that the economic effects of the relevant emergency circumstances are such that it is necessary or desirable to issue this notice, declare that, despite any provision of a lease, in relation to premises, that is a residential tenancy agreement to which the *Residential Tenancy Act 1997* ("the Act") applies –

- (a) such a lease must not be terminated within the emergency period if there is, in relation to the premises, a notice to vacate that is served within that period on the tenant in relation to the premises, except –
  - (i) if the lease is terminated by an order under section 38A of the Act; or
  - (ii) if the lease is not a lease for a fixed period for the purposes of the Act, and the notice to vacate is served on the tenant because –
    - (A) the premises are to be sold or transferred to another person; or
    - (B) significant renovations are to be performed in respect of the premises; or
    - (C) the premises are to be used as a residence by a member of the family of the owner; or
  - (iii) if the notice to vacate is for the reason referred to in section 42(1)(a) of the Act and is served on the tenant in relation to a failure of the tenant to comply with section 52 of the Act; or
  - (iv) with the agreement of the tenant; and
- (b) the rent payable under such a lease may not be, during the emergency period, increased in accordance with section 20 of the Act, including by a notice to which that section refers that has not taken effect by the date on which this notice takes effect.

Dated this 29th day of June 2020.

PETER GUTWEIN  
Premier

## Rules Publication

### RULES PUBLICATION ACT 1953

#### NOTICE OF THE MAKING OF STATUTORY RULES

IN ACCORDANCE with the provisions of the *Rules Publication Act 1953*, notice is given of the making of the following statutory rules:—

Title of Act (if any) under which statutory rules made	Number allotted to statutory rules	Title or subject matter of statutory rules
(1) <i>Residential Tenancy Act 1997</i>	S. R. 2020, No. 41	<i>Residential Tenancy (Extension of Emergency Period) Order 2020</i>
(2) <i>Residential Tenancy Act 1997</i>	S. R. 2020, No. 42	<i>Residential Tenancy (Shorter Period) Notice 2020</i>

#### GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

(1) *Residential Tenancy (Extension of Emergency Period) Order 2020*

This order extends until 30 September 2020 the emergency period for the purposes of the *Residential Tenancy Act 1997*.

(2) *Residential Tenancy (Shorter Period) Notice 2020*

This notice determines, for the purposes of section 56 of the *Residential Tenancy Act 1997*, a shorter period beginning on the COVID-19 emergency day and ending on 30 June 2020.

Copies of the abovementioned statutory rules may be purchased at The Print Division Tasmania,  
46 Brisbane Street, Hobart, Phone: 03 6210 9633, Email: [parliament@acrodata.com.au](mailto:parliament@acrodata.com.au)

K. WOODWARD, Deputy Chief Parliamentary Counsel

***Disclaimer.***

Products and services advertised in this publication are not endorsed by the State of and the State does not accept any responsibility for the content or quality of reproduction. The Contractor reserves the right to reject any advertising material it considers unsuitable for government publication.

***Copyright.***

The Tasmanian Government Gazette and Tasmanian State Services are subject to the Copyright Act. No part of any material published in the Tasmanian Government Gazette or the Tasmanian State Services Notices may be reproduced except in accordance with the Copyright Act.

**Printed by Acrodata Tasmania Pty Ltd under authority of the Government of the State of Tasmania.**