

RESIDENTIAL TRIBUNAL BILL

Schedule of the amendments referred to in the Legislative Council's Message of 1 December 1998.

- No. 1 Page 15, clause 27, lines 6 and 7. Omit "or at the request of the applicant".
Insert instead "(and must, at the applicant's request, allow the applicant to withdraw the application)".
- No. 2 Page 18, clause 34, line 12.
Insert ", or participating in any alternative dispute resolution procedure under Part 5," after "evidence".
- No. 3 Page 20, clause 38, line 13.
Insert "and of the tender to the person served of an amount in respect of the reasonable expenses of complying with its requirements" after "summons".
- No. 4 Pages 22 and 23, clause 42, lines 32-34 on page 22 and lines 1-4 on page 23. Omit all words on those lines. Insert instead:
- (b) if the decision of a member is set out in writing and signed by the member:
 - (i) by being delivered by a member of the Tribunal, or
 - (ii) by being delivered by the Registrar, at a time and place of which the parties have been given reasonable notice, or
 - (iii) by publication to the parties in a manner approved by the Chairperson.
- No. 5 Page 24, clause 46, line 11. Insert "a notice of the decision or" after "text of".
- No. 6 Page 24, clause 46, line 13. Insert "notice or" before "statement".
- No. 7 Page 24, clause 46, lines 15 and 16. Omit all words on those lines.
Insert instead:
- (2) If the text of a notice or statement is so altered, the altered text is taken to be the notice of the Tribunal's decision or the statement of its reasons, as the case may be, and notice of the alteration is to be given to the parties to the proceedings in such manner as the Chairperson may direct.
- No. 8 Page 24, clause 46, line 17. Insert "a notice of a decision or" after "text of".
- No. 9 Page 24, clause 46, line 20. Insert "notice or" before "statement".
- No. 10 Page 25, clause 48. Insert after line 16:
- (a) in respect of expenses incurred by a party in being represented by an agent in accordance with section 33 (3) (c), or
- No. 11 Page 28, clause 56, line 30.
Insert "if the Tribunal is satisfied that it would have the power to make a decision in terms of the agreement or arrangement or in terms that are consistent with the agreement or arrangement" after "session".
- No. 12 Page 31, clause 61, line 31. Omit "District Court".
Insert instead "Supreme Court".

- No. 13 Page 32, clause 61, line 3. Omit "District Court".
Insert instead "Supreme Court".
- No. 14 Page 32, clause 61, line 5. Omit "District Court".
Insert instead "Supreme Court".
- No. 15 Page 32, clause 61, line 7. Omit "District Court".
Insert instead "Supreme Court".
- No. 16 Page 32, clause 61, line 9. Omit "District Court".
Insert instead "Supreme Court".
- No. 17 Page 32, clause 61, line 13. Omit "District Court".
Insert instead "Supreme Court".
- No. 18 Page 32, clause 61, line 15. Omit "District Court".
Insert instead "Supreme Court".
- No. 19 Page 32, clause 62, line 24. Omit "District Court".
Insert instead "Supreme Court".
- No. 20 Page 32, clause 62, line 27. Omit "District Court".
Insert instead "Supreme Court".
- No. 21 Page 32, clause 62, line 30. Omit "District Court".
Insert instead "Supreme Court".
- No. 22 Page 33, clause 62, line 3. Omit "District Court".
Insert instead "Supreme Court".
- No. 23 Page 33, clause 62, line 5. Omit "District Court".
Insert instead "Supreme Court".
- No. 24 Page 33, clause 62, lines 6 and 7. Omit "District Court".
Insert instead "Supreme Court".
- No. 25 Page 33, clause 62, line 10. Omit "District Court".
Insert instead "Supreme Court".
- No. 26 Page 33, clause 62, line 11. Omit "District Court".
Insert instead "Supreme Court".
- No. 27 Page 33, clause 62, line 12. Omit "District Court".
Insert instead "Supreme Court".
- No. 28 Page 33, clause 63, line 24.
Insert "the applicant may have suffered a substantial injustice because" after "that".
- No. 29 Page 33, clause 63, line 28. Omit all words on that line. Insert instead:
- (c) evidence that is now available was not reasonably available at the time of the hearing.
- No. 30 Page 34, clause 64, line 7. Insert "or Supreme Court" after "District Court".
- No. 31 Page 38. Insert after line 10:

74 Extensions of time

- (1) Despite any other provision of this Act, the Tribunal may, of its own motion or on application by any person, extend the period of time for the doing of anything under this Act.
- (2) Such an application may be made even though the relevant period of time has expired.

No. 32 Page 55, Schedule 4.5 [3], lines 3 and 4. Omit all words on those lines.
Insert instead:

Part 6 Powers of Tribunal and Tenancy Commissioner

No. 33 Page 55, Schedule 4.5, lines 5-8. Omit all words on those lines.
Insert instead:

[4] Part 6, Division 1
Omit the Division.

[5] Part 6, Division 2, heading
Omit the heading. Insert instead:

Division 2 Powers of Tribunal

[6] Sections 83 and 84
Omit the sections.

[7] Part 6, Division 3, heading
Omit the heading. Insert instead:

Division 3 Powers of Tenancy Commissioner
