

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.

Signed

PETER GUTWEIN

Premier

Dated 29 June 2020