

South Australia

**Residential Tenancies (Databases) Amendment
Bill 2015**

A BILL FOR

An Act to amend the *Residential Tenancies Act 1995*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Residential Tenancies (Databases) Amendment Act 2015*.

2—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Residential Tenancies Act 1995*

3—Amendment of section 99F—Listing can be made only for particular breaches by particular persons

- (1) Section 99F(1)(a)—delete "that has ended"
- (2) Section 99F(1)(c)—delete paragraph (c) and substitute:
 - (c) the breach—
 - (i) has resulted in the person owing the landlord an amount that is more than the bond for the agreement; or
 - (ii) has resulted in the Tribunal making an order terminating the residential tenancy agreement; or
 - (iii) has been the subject of a notice under section 80 and has not been remedied within the period specified in the notice; and

4—Amendment of section 99L—Powers of Tribunal

Section 99L—after subsection (3) insert:

- 5 (4) The Tribunal may, on the application of a person whose personal information is in a residential tenancy database, order that the database operator amend or remove the information if the Tribunal is satisfied that the information relates only to a breach of a residential tenancy agreement that was not sufficiently serious to justify termination of the tenancy.