

Proclamation—Housing Legislation Amendment Act 2021

Explanatory Notes for SL 2022 No. 16

made under the
Housing Legislation Amendment Act 2021

General Outline

Short title

Proclamation commencing provisions of the *Housing Legislation Amendment Act 2021* (HLA Act) that are not in force, which are chapter 2, part 3, sections 98 and 100; and schedule 1, part 2.

Authorising law

Section 2 of the HLA Act.

Policy objectives and the reasons for them

The objective of the Proclamation is to commence those provisions of the HLA Act that are not in force, which are chapter 2, part 3, sections 98 and 100; and schedule 1, part 2.

Amendments commencing by proclamation in chapter 2, part 3 enact Stage 1 rental law reforms, including provisions about ending tenancies fairly by removing ‘without grounds’ and introducing new grounds to end a tenancy; introducing a framework to encourage more pet-friendly rental accommodation, including reasonable grounds for refusal and deemed approval; and strengthened repair and maintenance obligations.

Sections 98 and 100 of the HLA Act insert the prescribed minimum housing standards in the *Residential Tenancies and Rooming Accommodation Regulation 2009* (RTRA Regulation).

Schedule 1, part 2 of the HLA Act contains consequential amendments to the *Residential Tenancies and Rooming Accommodation Act 2008*.

Achievement of policy objectives

The policy objective is achieved by fixing a commencement date of 1 October 2022 for the provisions of the HLA Act that are not in force.

Consistency with policy objectives of authorising law

The Proclamation is consistent with the policy objectives of the authorising law.

Inconsistency with policy objectives of other legislation

The Proclamation is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

The benefit of the Proclamation is the commencement of provisions that enact key Stage 1 Rental law reforms under the HLA Act. There are no costs arising from the Proclamation.

Consistency with fundamental legislative principles

The Proclamation is consistent with fundamental legislative principles.

Consultation

In accordance with *The Queensland Government Guide to Better Regulation*, the Proclamation meets category (g) *Regulatory proposals that are of a machinery nature*, an agency-assessed exclusion category and accordingly does not require consultation with the Office of Best Practice Regulation.