

Notice of Termination of Tenant's Interest in Residential Tenancy Agreement on Grounds of Family Violence

Residential Tenancies Act 1987 s. 67(2), 71AB(1)

Residential Tenancies Regulations 1989 r. 18

Part A

Lessor

Family name:

Other names:

Tenant

Family name:

Other names:

Residential premises

Address:

Postcode:

Notice

I, the tenant, give notice of the termination of my interest in the residential tenancy agreement on the grounds that I am, or my dependant is, likely to be subjected or exposed to family violence. The last day of my tenancy will be _____ (a day that is not less than 7 days after the giving of this notice). I will move out of the residential premises on or before this day.

Accompanying document(s)

I attach 1 or more of the following:

a DVO

a Family Court injunction or an application for a Family Court injunction

a copy of a prosecution notice or indictment containing a charge relating to violence against the tenant or a court record of a conviction of the charge

a report of family violence under the *Residential Tenancies Act 1987 s. 71AB(2)(d)*.

Signature

Tenant:

Date:

Further information

See Part B of this form and also refer to the *Residential Tenancies Act 1987* or contact the Department of Energy, Mines, Industry, Regulation and Safety — Consumer Protection Division on 1300 30 40 54 or at www.demirs.wa.gov.au/ConsumerProtection .

For Translating and Interpreting Services please telephone TIS on 13 14 50 and ask to speak to the Department of Energy, Mines, Industry Regulation and Safety.

Important information about this notice

The types of tenancy agreements to which this notice applies

This notice applies to all tenancy agreements under the *Residential Tenancies Act 1987*.

Period of notice by tenant

A tenant can give the lessor this notice if the tenant, or a dependant of the tenant, is likely to be exposed or subjected to family violence during the term of the residential tenancy agreement. The period of the notice must not be less than 7 days before termination day.

Co-tenants

A lessor must give a copy of this notice (but **not** an accompanying document) to any co-tenants named on the residential tenancy agreement within 7 days after receiving this notice.

A co-tenant may, within 7 days after receiving a copy of this notice, give the lessor notice of termination of the co-tenant's interest in the residential tenancy agreement. This period of notice must not be less than 21 days before the termination day.

Notice by co-tenant to terminate their interest in the residential tenancy agreement

A co-tenant does not need to use a specific form to notify the lessor that they wish to terminate their interest in the residential tenancy agreement. They simply need to notify the lessor in writing.

Co-tenant remaining in residential premises

Any co-tenants who wish to remain in the residential premises are entitled to do so and the existing tenancy agreement will continue to apply to them.

Documents must be kept confidential

A lessor must not disclose information contained in this notice or an accompanying document to another person except as allowed by the *Residential Tenancies Act 1987* or another written law. A penalty of a fine of up to \$5,000 applies for failure to comply with this requirement.

A lessor must ensure that information given to them in this notice and an accompanying document is kept in a secure manner so far as it is reasonably practicable to do so. A penalty of a fine of up to \$5,000 applies for failure to comply with this requirement.