

South Australia

## Residential Parks Regulations 2007

under the *Residential Parks Act 2007*

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### Legislative history

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#### 1—Short title

These regulations may be cited as the *Residential Parks Regulations 2007*.

#### 3—Interpretation

In these regulations—

*Act* means the *Residential Parks Act 2007*.

#### 4—Park rules

For the purposes of section 6(2)(m) of the Act, the park owner of a residential park may make rules about—

- (a) the number of persons who may reside on the rented property with the resident; and
- (b) the use of rented property for business purposes.

#### 4AA—Repayment of bond—third party payments and guarantees (section 29 of Act)

- (1) For the purposes of section 29(6a) of the Act, the South Australian Housing Trust is prescribed as a third party.
- (2) For the purposes of section 29(6a)(b) of the Act, a third party may give the Commissioner notice of the third party's interest by making an endorsement indicating the third party's interest on the form furnished to the Commissioner at the time that the relevant bond is paid to the Commissioner under section 28 of the Act, or in some other manner determined by the Minister for the purposes of this regulation.
- (3) For the purposes of section 29(6c) of the Act—
  - (a) the South Australian Housing Trust is prescribed as a third party; and
  - (b) the prescribed circumstances are where the South Australian Housing Trust is acting as guarantor for a resident.

#### **4A—Statutory and other charges in respect of rented property**

- (1) For the purposes of section 43(2)(e) of the Act, the park owner of a residential park may, by a term of the residential park agreement, require the resident—
  - (a) to make a specified payment if the resident provides overnight accommodation to a guest or visitor; and
  - (b) if water consumption for domestic purposes at the rented property is separately metered, to pay charges payable under an Act (other than the *Waterworks Act 1932*) for water supply based on the level of the water consumption for domestic purposes at the rented property.
- (2) For the purposes of section 43(3) of the Act, a resident need not make a payment for charges payable based on the level of water consumption, electricity consumption or gas (including bottled gas) consumption at the rented property unless the park owner provides to the resident, at the request of the resident, a document that specifies the period for which the charges are payable, the amount of water, electricity or gas consumed in that period and the amount of the charges payable.

## Legislative history

### Notes

- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Revocation of regulations

The *Residential Parks Regulations 2007* were revoked by Sch 1 cl 1 of the *Residential Parks Regulations 2022* on 18.8.2022.

### Principal regulations and variations

| Year | No  | Reference                       | Commencement   |
|------|-----|---------------------------------|----------------|
| 2007 | 250 | <i>Gazette 25.10.2007 p4059</i> | 5.11.2007: r 2 |
| 2009 | 172 | <i>Gazette 11.6.2009 p2732</i>  | 14.6.2009: r 2 |
| 2015 | 22  | <i>Gazette 5.3.2015 p900</i>    | 29.3.2015: r 2 |
| 2015 | 37  | <i>Gazette 16.4.2015 p1538</i>  | 9.5.2015: r 2  |

### Provisions varied

Entries that relate to provisions that have been deleted appear in italics.

| Provision  | How varied   | Commencement     |
|------------|--|------------------|
| <i>r 2</i> | <i>omitted under Legislation Revision and Publication Act 2002</i> | <i>14.6.2009</i> |
| r 4AA      | inserted by 37/2015 r 4  | 9.5.2015         |
| r 4A       | inserted by 172/2009 r 4   | 14.6.2009        |
| <i>r 5</i> | <i>deleted by 22/2015 r 4</i>                                      | <i>29.3.2015</i> |
| <i>r 6</i> | <i>deleted by 22/2015 r 5</i>                                      | <i>29.3.2015</i> |

### Historical versions

14.6.2009

29.3.2015