

# Notice to remedy breach of agreement

*Residential Parks Act 2007*

## Form A(1) Notice of termination – For use by resident

<b>Park owner's name</b>	
<b>Park owner's address</b>	

I hereby give you notice that you are in breach of the agreement that relates to the rented property at:

<b>Address of rented property</b>	Site number, name and street address of residential park
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The breach is as follows:

*(Include enough details so that the park owner receiving this notice will know exactly what the breach is.)*

You must remedy the breach as follows:

*(Include enough details so that the park owner receiving this notice will know exactly what has to be done to remedy the breach. If insufficient space, attach a separate sheet.)*

**You must remedy this breach within 14 days from the date on which this notice is given to you.**

If the breach is not remedied within this period, then –

- (1) The agreement is terminated by force of this notice; and
- (2) I will give you vacant possession of the rented property on:        /        /  
*(insert date as per information on page 3)*

<b>Resident</b>	Name	
	Telephone	Mobile
	Email	

<b>Resident's signature</b>	
Signature:	
Date:	/        /

This notice was served on *(insert date)*        /        /        by:

Personally handing it to the park owner

Mailing it to the park owner

Placing it in the park owner's letterbox

Other – *please specify*

### Information for the park owner/operator

Please refer to Part 9 of the Residential Parks Act 2007.

1. You may, within the time period fixed under this notice for termination of the agreement, apply to the South Australian Civil & Administrative Tribunal (SACAT) for an order –
  - (a) declaring that you are not in breach of your residential park agreement with the resident or that you have remedied the breach within the notice period; and
  - (b) reinstating the agreement.

### Information for the resident

The date specified in item (2) on page 2 for you to give the park owner vacant possession of the rented property is the next day after the period given to remedy the breach. You should vacate the rented property before the end of that day (ie the 15th day after the park owner received, or was expected to receive, the breach notice).

### General information for residents and park owners

When the resident vacates the rented property, they should:

- leave it in a reasonable condition and in a reasonably clean state. If it is not, the park owner may recover from the bond, or from the resident directly, the costs of cleaning the rented property, removing any rubbish, and so on
- provide their forwarding address to the park owner, as set out in Section 89 of the Residential Parks Act 2007;
- ensure that they leave any keys or devices that have been provided to them at the beginning of the agreement with the park owner;
- if necessary, notify the electricity, gas, and telephone companies, etc so that any new residents do not use gas, electricity and the telephone on the former resident's accounts.

If possible, agree on how the bond should be refunded. If you do agree, both of you should complete and sign the residential park bond refund form and lodge it with Consumer & Business Services. Make sure that the resident's forwarding address is included on the form so that all or part of the bond, or any future correspondence, can be sent to them. If an agreement cannot be reached, you can contact Consumer and Business Services on 131 882 for information about your rights and responsibilities.

**You should retain a copy of this notice.**