

# Subordinate Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011

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## **Part 1 Preliminary**

### **1 Short title**

This subordinate local law may be cited as *Subordinate Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011*.

### **2 Purpose and how it is to be achieved**

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011*, the purpose of which is to—
  - (a) ensure that rental accommodation other than excluded accommodation is maintained and operated to an acceptable standard; and
  - (b) ensure the health and wellbeing of the occupants of rental accommodation other than excluded accommodation.
- (2) The purpose is to be achieved by ensuring that the operation of rental accommodation (other than excluded accommodation)—
  - (a) protects the environment and public health, safety and amenity within the local government's area; and
  - (b) eliminates or reduces risks and threats to the environment and public health, safety and amenity; and
  - (c) complies with specified standards of hygiene and does not give rise to the spread of disease among people living in the rental accommodation.

### **3 Authorising local law**

The making of the provisions in this subordinate local law is authorised by *Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011* (the *authorising local law*).

### **4 Definitions**

- (1) Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.
- (2) The dictionary in the schedule defines particular words used in this subordinate local law.

## **Part 2 Minimum standards**

### **5 Minimum standards for rental accommodation**

- (1) For section 7(1) of the authorising local law, this section specifies the minimum standards to be complied with by a person who operates rental accommodation other than excluded accommodation.
- (2) A person who operates rental accommodation other than excluded accommodation

at premises must—

- (a) keep the premises free from—
    - (i) vermin, insects, nesting birds and lice; and
    - (ii) any other pests of a generally similar class specified in a written notice given by an authorised person to the operator of the premises; and
  - (b) regularly clean the premises; and
  - (c) fumigate or otherwise treat the premises to keep the premises free of pests; and
  - (d) at all times properly keep and maintain—
    - (i) all furniture, fittings, equipment and chattels used for the purposes of the operation of the rental accommodation at the premises; and
    - (ii) the premises in a clean, sanitary condition, and in a reasonable state of repair, including all drainage, plumbing and electrical fittings; and
    - (iii) the premises safe and free from refuse, waste, odours or any other matter which may directly or indirectly affect the health of the occupants, visitors or neighbours of the premises.
- (3) Where the operator of the rental accommodation supplies bedding or linen, the operator must ensure that—
- (a) all bedding and linen is clean; and
  - (b) linen provided to a person accommodated has been washed since it was last used.
- (4) Every mattress and pillow provided with the accommodation must be kept clean and free of pests.

## Schedule Dictionary

### Section 4(2)

**local government public health risk** has the meaning given in the *Public Health Act 2005*.

**operator** has the meaning given in *Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011*.

**pest** includes vermin and insects.

**vermin** means—

- (a) reptiles, bed bugs, lice, fleas, parasites and cockroaches; and
- (b) guinea pigs and other rodents capable of carrying or transmitting a notifiable disease; but
- (c) does not include—
  - (i) a protected animal within the meaning of the *Nature Conservation Act 1992*; or
  - (ii) a local government public health risk.

**waste** has the meaning given in the *Environmental Protection Act 1994*.

This and the preceding 3 pages bearing my initials is a certified copy of *Subordinate Local Law No. 8 (Rental Accommodation Other Than Shared Facility Accommodation) 2011* made in accordance with the provisions of the *Local Government Act 2009* by Bundaberg Regional Council by resolution dated the 13<sup>th</sup> day of December 2011.

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Chief Executive Officer