

## Required disclosure by residential rental provider

As required by section 30D of the *Residential Tenancies Act 1997* and regulation 16 of the *Residential Tenancies Regulations 2021*, I/we make the following disclosures to prospective renters who apply to rent the premises known as:

**The Property:** \_\_\_\_\_  
\_\_\_\_\_

1. There is a proposal to sell the rented premises AND I/we have engaged an agent to sell the rented premises OR have prepared a contract of sale.  
 **Yes**                       **No**
2. A mortgagee is taking action for possession of the rented premises and has commenced a proceeding to enforce a mortgage over the rented premises.  
 **Yes**                       **No**
3. I/we are the owner/s of the rented premises.  
 **Yes**                       **No**

I/we are not the owners of the rented premises but have a right to let the rented premises.

**Yes**                       **No**

4. The rented premises are supplied with electricity from an **embedded electricity network\*\***  
 **Yes**                       **No**

*(\*\*Embedded electricity network means a privately owned electricity network that serves more than one customer and that connects to a distribution or transmission system in the national electronic grid through a parent connection point.)*

If "Yes", I/we provide the following information about the operator:

ABN of the operator: \_\_\_\_\_

Trading name of the operator: \_\_\_\_\_

Phone number of the operator: \_\_\_\_\_

Website of the operator: \_\_\_\_\_

Other contact details of the operator: \_\_\_\_\_

Electricity tariffs for the premises: \_\_\_\_\_

Other fees and charges when purchasing electricity: \_\_\_\_\_

**OR**

Information about tariffs, fees and charges can be obtained from:

\_\_\_\_\_

5. The rented premises or common property have been the location of a homicide in the last 5 years.

**Yes**             **No**             **Don't know**

6. The rental premises comply with the **rental minimum standards**. \*\*

**Yes**             **No**

(\***Rental minimum standards** are specified in Schedule 4 of the Residential Tenancies Regulations 2021. A copy of the Schedule can be found at the end of this document.)

7. I/we have received a repair notice in the last 3 years, relating to mould or damp in the premises caused by or related to the building structure\*\*

**Yes**             **No**

(\***Note:** This question only needs to be answered if you are completing this form on or after 31 December 2021)

8. The date of the most recent gas safety check is: \_\_\_\_\_ \*

(\*If there are no gas appliances at the premises write "not applicable")

The date of the most recent electrical safety check is: \_\_\_\_\_

The date of the most recent pool barrier compliance check is: \_\_\_\_\_ \*

(\*If there is no pool or spa required to have a barrier at the premises write "not applicable")

9. There are NO outstanding recommendations for work to be completed from the gas safety check?

**Agree**

The outstanding recommendations for work are: \_\_\_\_\_

\_\_\_\_\_

**Not Applicable** (\***Note:** "Not applicable" should only be selected if there are no gas appliances at the premises.)

10. There are NO outstanding recommendations for work to be completed from the electrical safety check?

**Agree**

The outstanding recommendations for work are: \_\_\_\_\_

\_\_\_\_\_

**No**

11. The rented premises is a **registered place**?\*\*

**Yes**

**No**

(\***Registered place** means a place included in the Victorian Heritage Register under the Heritage Act 2017)

12. The rented premises has been contaminated because of prior use of the rented premises for the trafficking or cultivation of a drug of dependence in the last 5 years?

**Yes**

**No**

**Don't Know**

13. The rented premises has friable or non-friable asbestos based on (identified by) an inspection by a suitably qualified person?

**Yes**

**No**

**Don't Know**

14. The rented premises is to be **affected**\*\* by a building or planning application that has been lodged with the relevant authority?

**Yes**

**No**

**Don't Know**

(\***affected** is not limited to the rented premises and a rented premises may be affected by a building or planning application for a neighbouring or nearby property.)

15. The rented premises or common property is the subject of any notice, order, declaration, report, or recommendation issued by a relevant building surveyor, municipal building surveyor, public authority or government department relating to any building defects or safety concerns associated with the rented premises or common property at the time of disclosure\*\*?

**Yes**

**No**

**Don't Know**

If "Yes", I/we provide the following as a description of the notice, order, declaration, report or recommendation (or attach the notice, order, declaration, report or recommendation):

Attached?  **Yes**

**No**

**Description:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*(\*\*Example: Any building notices or orders, reports or recommendations issued by the Victorian Building Authority, local councils, relevant building surveyors, or municipal building surveyors that relate to any building defects or safety concerns such as the presence of combustible cladding, water leaks or structural issues affecting the rented premises or common property.)*

**16.** There is a current domestic building work dispute under the Domestic Building Contracts Act 1995 which applies to or affects the rented premises.

**Yes**                       **No**

**17.** There is a current dispute under Part 10 of the Owners Corporations Act 2006\*\* which applies to or affects the rented premises.

**Yes**                       **No**                       **Not Applicable**

*(\*\*Part 10 of the Owners Corporations Act 2006 describes the handling of disputes)*

*(\*Note: The "Not applicable" option should only be selected if there is no Owners Corporation.)*

**18.** The rented premises is subject to an owners' corporation?

**Yes**                       **No**

If "Yes" I/we have attached a copy of the owners' corporation rules applicable to the rented premises.

**Yes**                       **No**

**19.** I/we have checked all questions to ensure that all have been answered and that the answers are correct?

**Yes**                       **No**

**Signature/s of the residential rented provider/s**

\_\_\_\_\_  
\_\_\_\_\_

**Date of this disclosure statement** \_\_\_\_\_

## Schedule 4—Rental minimum standards

Regulation 29

### 1 Locks

- (1) All external entry doors to the rented premises which are not able to be secured with a functioning deadlock, other than any screen door attached to an external door, must at least be fitted with a locking device that—
  - (a) is operated by a key from the outside; and
  - (b) may be unlocked from the inside with or without a key.
- (2) Subclause (1) does not apply—
  - (a) to a public lobby door that opens to common property; or
  - (b) if the rented premises is a registered place and a request for a permit to alter the relevant features of the premises to comply with this standard has been refused in accordance with Part 5 of the **Heritage Act 2017**.

### 2 Vermin proof bins

A rubbish bin and a recycling bin are to be supplied for use by the renter of the rented premises which are—

- (a) provided by the local council; or
- (b) vermin proof and compatible with local council collection.

### 3 Toilets

The rented premises are to contain a toilet that is—

- (a) in good working order, connected to—
  - (i) a reticulated sewerage system; or

- (ii) a wastewater treatment system permitted under the Code of practice – onsite wastewater management, published under the **Environment Protection Act 1970**; or
  - (iii) any other system approved by the local council; and
- (b) either in—
- (i) a room that is intended to be used as a toilet area, whether as a separate toilet or bathroom or combined bathroom and laundry; or
  - (ii) a separate enclosed structure that is intended to be used as a toilet area.

#### **4 Bathroom facilities**

In relation to bathroom facilities, the following amenities are to be provided in the rented premises—

- (a) a bathroom connected to a reasonable supply of hot and cold water that contains a washbasin and a shower or bath;
- (b) if a shower is present—
  - (i) a shower head with a 3 star rating in the rating system referred to in regulation 23(1)(a); or
  - (ii) a shower head with a one or 2 star rating if a shower head with a 3 star rating—
    - (A) cannot be installed; or
    - (B) if installed, will not operate effectively due to the age, nature or structure of the plumbing of the premises.

## **5 Kitchen facilities**

- (1) In relation to kitchen facilities, the following amenities are to be provided in the rented premises—
  - (a) a dedicated area which is intended to be used for cooking and food preparation;
  - (b) a sink in good working order that is connected to a reasonable supply of hot and cold water;
  - (c) a cooktop in good working order that has 2 or more burners.
- (2) Subclause (1) does not apply if the rented premises is a registered place and a request for a permit to alter the relevant features of the premises to comply with this standard has been refused in accordance with Part 5 of the **Heritage Act 2017**.
- (3) Any oven at the rented premises must be in good working order.

## **6 Laundry facilities**

Any laundry facilities present in the rented premises must be connected to a reasonable supply of hot and cold water.

## **7 Structural soundness**

The rented premises are to be structurally sound and weatherproof.

## **8 Mould and dampness**

Each room in the rented premises must be free from mould and damp caused by or related to the building structure.

## 9 Electrical safety

On and from 29 March 2023, in relation to electrical safety, all power outlets and lighting circuits in the rented premises are to be connected to—

- (a) a switchboard-type Circuit Breaker that complies with AS/NZS 3000, "Electrical Installations", as published from time to time; and
- (b) a switchboard-type Residual Current Device that complies with—
  - (i) AS/NZS 3190, "Approval and test specification—Residual current devices (current operated earth-leakage devices)", as published from time to time; or
  - (ii) AS/NZS 61008.1, "Residual current operated circuit-breakers without integral overcurrent protection for household and similar uses (RCCBs): Part 1: General rules", as published from time to time; or
  - (iii) AS/NZS 61009.1, "Residual current operated circuit-breakers with integral overcurrent protection for household and similar uses (RCBOs) Part 1: General rules", as published from time to time.

Sch. 4  
cl. 9(b)(ii)  
amended by  
S.R. No.  
21/2021  
reg. 9(1).

Sch. 4  
cl. 9(b)(iii)  
amended by  
S.R. No.  
21/2021  
reg. 9(2).

## 10 Window coverings

On and from 29 March 2022, each window in a room at the rented premises that is likely to be used as a bedroom or as a living area is to be fitted with a curtain or blind that can be opened or closed by the renter to—



- (a) reasonably block light; and
- (b) provide reasonable privacy to the renter.

## **11 Windows**

- (1) All external windows in the rented premises that are capable of opening must be able to be set in a closed or open position.
- (2) All external windows in the rented premises which are capable of opening must have a functioning latch to secure the windows against external entry.

### **Note**

A window lock or bolt will meet the minimum standard referred to in subclause (2).

## **12 Lighting**

- (1) The interior rooms, corridors and hallways of the rented premises are to have access to light, whether natural or artificial, which provides a level of illuminance appropriate to the function or use of those rooms.
- (2) Each habitable room of the rented premises is to have access to—
  - (a) natural light, including borrowed light from an adjoining room, during daylight hours, which provides a level of illuminance appropriate to the function or use of the room; and
  - (b) artificial light during non-daylight hours which provides a level of illuminance appropriate to the function or use of the room.
- (3) Subclauses (1) and (2) do not apply if the rented premises is a registered place and a request for a permit to alter the relevant features of the premises to comply with the standard has been

refused in accordance with Part 5 of the **Heritage Act 2017**.

### **13 Ventilation**

- (1) If the rented premises is a Class 1 building, each habitable room, bathroom, shower room, toilet and laundry must have ventilation satisfying Performance Requirement P2.4.5 of the BCA Volume Two, or the Acceptable Construction Practice in Part 3.8.5 of the BCA Volume Two.
- (2) If the rented premises is within a Class 2 building, each habitable room, bathroom, shower room, toilet and laundry must have ventilation satisfying Performance Requirements FP4.3, FP4.4 and FP4.5 of the BCA Volume One, or the Deemed-to-Satisfy Provisions requirements in F4.5, F4.6 and F4.7 of the BCA Volume One.

### **14 Heating**

- (1) On and from 29 March 2021 until 28 March 2023, in relation to heating in a Class 1 building—
  - (a) a fixed heater in good working order is to be in the main living area of the rented premises; or
  - (b) if a fixed heater has not been installed in the main living area of the rented premises on or by 29 March 2021, an energy efficient fixed heater in good working order is to be installed in the main living area of the rented premises.
- (2) On and from 29 March 2021 until 28 March 2023, in relation to heating in a Class 2 building—
  - (a) a fixed heater in good working order is to be in the main living area of the rented premises; or

- (b) if a fixed heater has not been installed in the main living area of the rented premises on or by 29 March 2021, an energy efficient fixed heater in good working order is to be installed in the main living area of the rented premises unless it would be unreasonable to install an energy efficient fixed heater.
- (3) On and from 29 March 2023, in relation to heating in a Class 1 building, an energy efficient fixed heater in good working order is to be installed in the main living area of the rented premises.
- (4) On and from 29 March 2023, in relation to heating in a Class 2 building—
  - (a) an energy efficient fixed heater in good working order is to be installed in the main living area of the rented premises unless it is unreasonable to install an energy efficient fixed heater; or
  - (b) if it is unreasonable to install an energy efficient fixed heater in the main living area of the rented premises, a fixed heater in good working order is to be installed in the main living area of the rented premises.
- (5) For the purposes of subregulations (2)(b) and (4) it would be unreasonable to install an energy efficient fixed heater if—
  - (a) the cost of installation would be significantly higher than the average price of installation in a Class 2 building; or
  - (b) owners corporation rules prohibit installation of the appliance; or
  - (c) compliance with any other Act or local law makes the cost of installation prohibitive.

(6) In this clause—

***energy efficient fixed heater*** means—

- (a) a non-ducted air conditioner or heat pump with a 2 star or above heating rating in the prescribed energy rating system for non-ducted air conditioners or heat pumps; or
- (b) a gas space heater with a 2 star or above heating rating in the prescribed energy rating system for gas space heaters; or
- (c) a ducted heating or hydronic heating system which has an outlet in the main living area of the rented premises; or
- (d) a domestic solid fuel burning appliance;

***fixed heater*** means a heater that is not designed or manufactured to be portable.