

VARIATION TO RENT RELIEF PROGRAM

NO. 210 OF 1996

Under section 12 of the Housing Assistance Act 1987, I make a variation to the Rent Relief Program as follows:

Interpretation

1. In this instrument, "Program" means the Rent Relief Program published in Australian Capital Territory Gazette No. 26 of 1989, dated 15 November 1989 as amended by the following instruments:
 - (a) No. 151 of 1992 - published in Australian Capital Territory Special Gazette No. S171 of 1992 dated 1 October 1992;
 - (b) No. 3 of 1993 - published in Australian Capital Territory Gazette No. 3 of 1993 dated 20 January 1993;
 - (c) No. 135 of 1993 - published in Australian Capital Territory Special Gazette No. S205 of 1993 dated 1 October 1993;
 - (d) No. 140 of 1993 - published in Australian Capital Territory Special Gazette No. S205 of 1993 dated 1 October 1993; and
 - (e) No. 17 of 1995 - published in Australian Capital Territory Special Gazette No. 31 of 1995 dated 31 January 1995

Variation

2. Subclause 3(1) of the Program is varied;
 - (a) by omitting from the definition of "independent person" the words "greater than or equal to the amount payable to an unmarried adult person by way of unemployment benefit under the Commonwealth Social Security Act 1991" and substituting "of \$100 or more"; and
 - (b) by adding the following definition:

""student" means a person who is enrolled as a full time student at any secondary, post-secondary or tertiary educational institution and includes, during any vacation or break between teaching periods at any such institution, a person who was enrolled for the previous teaching period and has re-enrolled or, in the Commissioner's reasonable opinion, intends to re-enrol for the following teaching period."

3. Subclause 5(1) of the Program is varied by omitting paragraph (p) and substituting the following:
 "(p) the applicant is not a student."
4. Subclauses 10(3A) and 10(5) of the Program are varied by adding "the Austudy Regulations," before "the Social Security Act 1991" in both subclauses.
5. Clause 12 of the Program is varied by omitting ", (o) and (p)" and substituting "and (o)".

Transitional

6. The variations to the Program made by clauses 2, 3, 4 and 5 of this Instrument do not affect payment of rental subsidy granted before the effective date of this Instrument, in respect of the current period of entitlement.
7. Paragraph 5(1)(p) of the Program as varied by this Instrument does not apply to an application for further assistance by way of rental subsidy received by the Commissioner before 31 December 1996.
8. Paragraph 5(1)(p) of the Program as varied by this Instrument does not apply to an application for further assistance by way of rental subsidy in respect of a property if:
 - (a) at the effective date of this Instrument the applicant occupied that property pursuant to a fixed term tenancy and was in receipt of rental subsidy in respect of that property; and
 - (b) that fixed term will expire after the end of the applicant's current period of entitlement to rental subsidy.
9. Notwithstanding subclause 10(4) of the Program, the Commissioner may not grant assistance by way of rental subsidy to an applicant who is a student:
 - (a) where clause 8 of this Instrument applies - for a period ending after the date of expiry of the fixed term tenancy referred to in that clause; or
 - (b) where clause 8 of this Instrument does not apply - for a period ending after 31 December 1996.

Date: 27.9.96


 Peter Noble Guild
 Commissioner for Housing

APPROVAL

Under section 12 of the Housing Assistance Act 1987, I approve the variation to the Rent Relief Program made by the Commissioner for Housing by instrument dated 23 September 1996.

Date: 23/9/96.....


William George Stefaniak
Minister for Housing