



## On-site tenant chart 1: Terminate your interest in a lease on grounds of family and domestic violence

### STEP 1

#### Establish a safety plan

Before you serve the *Notice of Termination*, keep in mind:

- If you have co-tenants, the park operator must give each one a copy of the *Notice of Termination* within 7 days of receiving it from you – **this includes the perpetrator if they are on the lease.**
- You can physically leave the premises at any time (even before giving notice), but you will remain liable for your interest in the lease until the termination date you specified on the *Notice of Termination*.
- You will only be able to access the premises to remove belongings up to the termination date; if you wait until after, your right of entry ceases and you will need to obtain permission from the park operator and each co-tenant.

### STEP 2

#### Serve the *Notice of Termination*

|   |   |  |
|---|---|--|
| <p><b>A</b> <b>NOTICE OF TERMINATION + EVIDENCE* DELIVERED</b><br/>         Refer to <b>DELIVERY METHODS</b></p>  | <p><i>Date delivered to park operator</i></p>               | <p><b>Delivery methods</b></p> <p><b>In person:</b> Notice to be handed to park operator.</p> <p><b>Electronic/email:</b> There must be a prior written agreement that email can be used to give notice. You should retain a copy of the notice, record details of how it was served, date of service and sign it.</p> <p><b>General post:</b> Australia Post mail delivery is now made on limited days. Allow 2–6 business days including:</p> <ul style="list-style-type: none"> <li>• the day of the service; and</li> <li>• additional days for weekends and public holidays.</li> </ul> |
| <p>Day <b>PARK OPERATOR RECEIVED NOTICE + EVIDENCE</b><br/>         (After delivery period)</p> <p>The park operator must keep all supporting evidence you provide secure, private and confidential. They may <b>only</b> share a copy of the <i>Notice of Termination</i> with co-tenants.</p> | <p><i>Date park operator received Notice + evidence</i></p> |  |
| <p><b>B</b> Day <b>1</b> is the day <b>AFTER PARK OPERATOR RECEIVES NOTICE + EVIDENCE</b></p> <p>You must provide at least <b>7 full days' notice</b> to terminate but it can be longer.</p> <p><b>1 2 3 4 5 6 7</b></p>  | <p><i>Day 1 date</i></p>                                    |  |
| <p><b>C</b> Day <b>8</b> is <b>EARLIEST DAY YOUR INTEREST IN ON-SITE AGREEMENT IS TERMINATED</b></p> <p><b>OR,</b></p> <p>if you specify a date <b>later than 7 days, DAY LEASE IS TERMINATED</b></p>   | <p><i>Day 7 date</i></p>                                    |  |
| <p><b>OR,</b></p> <p>if you specify a date <b>later than 7 days, DAY LEASE IS TERMINATED</b></p>  | <p><i>Specified termination date</i></p>                    |  |

STEP  
3

## Property inspection

Following receipt of the *Notice of Termination*, the park operator may notify you to conduct an inspection of the property within 7 days. They must give you and each co-tenant 3 full days' notice before inspecting.

*Inspection date & time*

- You may want this inspection to go ahead if you're worried that the property might be damaged after you leave.
- If you can, take photos of the property condition before you leave. This may not be possible in all cases.

**\*Permitted evidence is at least one of the following documents:**

- domestic violence order (DVO)
- a family court injunction or application
- copy of prosecution notice or indictment detailing family and domestic violence related charge
- *Consumer Protection family violence report - evidence form* signed by a:
  - doctor
  - psychologist
  - social worker
  - person in charge of a women's refuge
  - police officer
  - child protection worker
  - family support worker
  - person in charge of an Aboriginal health, welfare or legal organisation