

TASMANIA

COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020

NOTICE UNDER SECTION 22

I, PETER CARL GUTWEIN, the Premier, in pursuance of section 22 of the *COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020*, declare that, despite any provision of a lease in relation to premises, or a part of premises, if –

- (a) the premises, or the part of premises, to which the lease relates are being used (or were, at any time during the period from 1 February 2020 to the date of this notice, being used) by the tenant, wholly or predominantly for the carrying on of any business, trade or profession, whether or not by a person for profit, by a charitable organisation or by a body of persons that is not predominantly established for the purpose of profit; and
- (b) the turnover, in a continuous one month period since 1 February 2020, in relation to the carrying on of any such business, trade or profession by the tenant, has reduced by more than 30% in at least one continuous one month period since 1 February 2020; and
- (c) the turnover in relation to any such business, trade or profession carried on by the tenant for the period from 1 February 2019 to 31 January 2020 is not more than \$50 000 000 –

then –

- (d) the lease in relation to the premises, or the part of premises, must not, within the emergency period, be terminated on the grounds that rent or any other moneys due and payable in relation to the premises, or the part of the premises, have not been paid; and
- (e) the rent in relation to the premises, or the part of the premises, may not be increased other than by virtue of the rent increasing, under the lease, because the turnover in relation to any such business, trade or profession carried out by the tenant increases.

Signed

PETER GUTWEIN

Premier

Dated 9 April 2020