

# Changing an existing Tribunal Order

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## Section 1: Parties' details

Rented premises address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Landlord's name \_\_\_\_\_

Landlord's agent \_\_\_\_\_

Tenant's name/s \_\_\_\_\_

SACAT matter number \_\_\_\_\_

## Section 2: Details of the agreement

1. What is the date of the Tribunal order you wish to change? \_\_\_\_/\_\_\_\_/\_\_\_\_\_

2. Orders relating to residential tenancy matters may only be changed if the tenant has failed to comply with the existing order. Please provide details of the tenant's failure to comply with the existing order:

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

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3. Do you wish to change a payment plan under that Tribunal order?

**Yes / No** (please circle)

4. If **Yes**, then proceed to response number 6 below and provide details of the new payment plan.

5. If **No**, then describe how you want to change the Tribunal order:

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6.

(a) By instalments of \$\_\_\_\_\_ per week/fortnight commencing on Mon / Tues / Wed / Thurs / Fri / Sat (*please circle*) \_\_\_\_/\_\_\_\_/\_\_\_\_\_ and continuing until rent is 2 weeks in advance/all outstanding water invoices of \$\_\_\_\_\_ have been paid in full.

**OR**

(b) By instalments of \$\_\_\_\_\_ per week/fortnight in addition to weekly/fortnightly rent commencing on Mon / Tues / Wed / Thurs / Fri / Sat (*please circle*) \_\_\_\_/\_\_\_\_/\_\_\_\_\_ and continuing until rent is 2 weeks in advance/all outstanding water invoices of \$\_\_\_\_\_ have been paid in full.<sup>1</sup>

**OR**

(c) By the following payments:

- (i) \$\_\_\_\_\_ (*amount*) by 5.00pm on \_\_\_\_/\_\_\_\_/\_\_\_\_\_ (*date*)
- (ii) \$\_\_\_\_\_ (*amount*) by 5.00pm on \_\_\_\_/\_\_\_\_/\_\_\_\_\_ (*date*)
- (iii) \$\_\_\_\_\_ (*amount*) by 5.00pm on \_\_\_\_/\_\_\_\_/\_\_\_\_\_ (*date*)
- (iv) \$\_\_\_\_\_ (*amount*) by 5.00pm on \_\_\_\_/\_\_\_\_/\_\_\_\_\_ (*date*)

### Section 3: Consequences of failure to pay

1. If the tenant misses any of the first 6 payments then the landlord may contact the Tribunal in writing to request an urgent hearing to terminate the tenancy and evict the tenant.<sup>2</sup>
2. If the tenant misses any payments after the first 6 payments have all been made, but before the expiry of 12 months from the date of this order, the landlord may lodge an application seeking an order that the tenancy be terminated without first serving a Form 2 Notice of Termination on the tenant (and no fee is payable for such an application).

**Signed by the landlord/agent** \_\_\_\_\_

**Date** \_\_\_\_\_

<sup>1</sup> Note: This is the option to be selected where the rent is charged according to the income of the tenant. This is usually for a South Australian Housing Trust Tenant or for other not for profit organisations.

<sup>2</sup> The Tribunal generally regards this as an appropriate option if outstanding water invoices are more than \$500.00 or if rent is more than 2 weeks in arrears at the date the application for the consent order is made.

**Section 4: Acknowledgement**

I/We acknowledge that if SACAT makes an order in the terms requested above and I miss a payment, then the landlord may apply to SACAT for an urgent hearing to terminate my tenancy.

**Signed by the tenant/s**

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**Date**

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