



Queensland

*Retirement Villages Act 1999*

# Retirement Villages Regulation 2000

Reprinted as in force on 1 July 2010

Reprint No. 3A

This reprint is prepared by  
the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy

NOT FURTHER AMENDED  
LAST REPRINT BEFORE REPEAL  
See 2010 SL No. 207 s 5

# Information about this reprint

This regulation is reprinted as at 1 July 2010. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

## Dates shown on reprints

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

**Replacement reprint date** If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

# Retirement Villages Regulation 2000

## Contents

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	Page
1 Short title .....	3
2 Commencement .....	3
3 Further particulars for Act, s 27(2)(a)(v) .....	3
4 Further details for Act, s 45(1)(m) .....	4
6 Fees .....	5
7 Repeal .....	5
<b>Schedule Fees</b> .....	<b>6</b>
<b>Endnotes</b>	
1 Index to endnotes .....	7
2 Date to which amendments incorporated .....	7
3 Key .....	7
4 Table of reprints .....	8
5 List of legislation .....	8
6 List of annotations .....	10



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# Retirement Villages Regulation 2000

[as amended by all amendments that commenced on or before 1 July 2010]

## 1 Short title

This regulation may be cited as the *Retirement Villages Regulation 2000*.

## 2 Commencement

- (1) Section 7 commences on 1 July 2000 immediately after the commencement of section 230 of the Act.
- (2) Subject to subsection (1), this regulation commences on 1 July 2000.

## 3 Further particulars for Act, s 27(2)(a)(v)

The following particulars are prescribed for section 27(2)(a)(v) of the Act—

- (a) the name of the retirement village scheme;
- (b) the location, or the proposed location, of the retirement village;
- (c) the name and address of the scheme operator of the retirement village scheme;
- (d) the date and place of birth of the scheme operator;
- (e) the name and address of the manager of the retirement village;
- (f) the date and place of birth of the manager of the retirement village;
- (g) if the scheme operator or the manager of the retirement village is a corporation—
  - (i) the name and address of each of the directors; and
  - (ii) the date and place of birth of each of the directors;

[s 4]

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- (h) the facilities on, or to be constructed on, the retirement village land;
- (i) if the retirement village land is used, or is to be used for any other purpose in addition to its use as a retirement village—the other purpose;
- (j) any restriction on the use of the retirement village facilities or restriction on the enjoyment of the use of the retirement village land by retirement village residents;
- (k) any facilities or retirement village land which will not be for the exclusive use or enjoyment of the retirement village residents;
- (l) local government approvals required and obtained for the planning and construction of the retirement village;
- (m) the certificate of title of the land on which the retirement village is, or is to be, built;
- (n) the insurance for the retirement village required under section 110 of the Act;
- (o) the scheme operator's address for service of documents.

#### **4 Further details for Act, s 45(1)(m)**

The following details are prescribed for section 45(1)(m) of the Act—

- (a) the name of the scheme and of the scheme operator and the scheme operator's address for service of documents;
- (b) the name and address of the trustee who holds the amount of ingoing contribution during the cooling-off period;
- (c) how the resident may rescind the residence contract under the Act by giving written notice to the scheme operator;
- (d) the services to be supplied to the resident including—
  - (i) services funded from the general services charge;
  - and

- (ii) services funded from the personal services charge;  
and
- (iii) services, if any, available on a fee-for-service basis;
- (e) if a trustee mentioned in section 46(1) of the Act must hold an amount of ingoing contribution until a day when a condition precedent mentioned in section 46(3)(a) of the Act is fulfilled—the condition precedent.

## **6 Fees**

The fees payable under the Act are stated in the schedule.

## **7 Repeal**

The Retirement Villages Regulation 1989 is repealed.

**Schedule Fees**

section 6

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1	Application for registration of retirement village scheme (Act, section 27)—	
	(a) if the scheme was previously exempt from the requirement to be registered . . . . .	757.05
	(b) otherwise . . . . .	1 781.90
2	For the register for retirement village schemes—	
	(a) inspection of the register (Act, section 35(4)(a)). . . . .	15.95
	(b) obtaining certified copy of details in the register (Act, section 35(4)(b))—	
	(i) for the first page. . . . .	17.50
	(ii) for each additional page. . . . .	1.24
	(c) obtaining uncertified copy of details in the register (Act, section 35(4)(b))—for each page . . . . .	1.24
3	Resident inspecting a relevant document, or inspecting and taking a copy of a relevant document, in the scheme operator’s possession or control (Act, section 85)—	
	(a) for a public information document . . . . .	40.65
	(b) for a residence contract . . . . .	67.95

# Endnotes

## 1 Index to endnotes

	Page
2	Date to which amendments incorporated . . . . . 7
3	Key . . . . . 7
4	Table of reprints . . . . . 8
5	List of legislation . . . . . 8
6	List of annotations . . . . . 10

## 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 July 2010. Future amendments of the Retirement Villages Regulation 2000 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

## 3 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments to	Effective	Reprint date
1	none	1 July 2000	4 August 2000
1A	2001 SL No. 165	14 September 2001	21 September 2001
1B	2001 SL No. 210	3 December 2001	3 December 2001

Reprint No.	Amendments included	Effective	Notes
1C	2002 SL No. 167	1 July 2002	
1D	2002 SL No. 330	6 December 2002	
1E	2003 SL No. 168	18 July 2003	
1F	2004 SL No. 103	1 July 2004	
1G	2005 SL No. 135	1 July 2005	
1H	2006 SL No. 162	1 July 2006	R1H withdrawn, see R2
2	—	1 July 2006	
2A	2007 SL No. 149	1 July 2007	
2B	2008 SL No. 266	1 September 2008	
2C	2009 SL No. 120	1 July 2009	
2D	2009 SL No. 265	1 December 2009	R2D withdrawn, see R3
3	—	1 December 2009	
3A	2010 SL No. 128	1 July 2010	

## 5 List of legislation

### Retirement Villages Regulation 2000 SL No. 160

made by the Governor in Council on 29 June 2000

notfd gaz 30 June 2000 pp 736–48

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2000 (see s 2)

exp 1 September 2010 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### Retirement Villages Amendment Regulation (No. 1) 2001 SL No. 165

notfd gaz 14 September 2001 pp 139–40

commenced on date of notification

**Tourism, Racing and Fair Trading (Fees) Amendment Regulation (No. 1) 2001 SL No. 210 ss 1–3 sch**

notfd gaz 16 November 2001 pp 982–5  
ss 1–2 commenced on date of notification  
remaining provisions commenced 3 December 2001 (see s 2)

**Tourism, Racing and Fair Trading (Fees) Amendment Regulation (No. 1) 2002 SL No. 167 ss 1, 2(1), 3 sch 1**

notfd gaz 28 June 2002 pp 876–83  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2002 (see s 2(1))

**Retirement Villages (Tribunal) Regulation 2002 SL No. 330 pts 1, 3**

notfd gaz 6 December 2002 pp 1162–6  
ss 1–2 commenced on date of notification  
remaining provisions commenced 6 December 2002 (see s 2)

**Retirement Villages Amendment Regulation (No. 1) 2003 SL No. 168**

notfd gaz 18 July 2003 pp 1016–17  
commenced on date of notification

**Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2004 SL No. 103**

notfd gaz 25 June 2004 pp 573–81  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2004 (see s 2)

**Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2005 SL No. 135**

notfd gaz 24 June 2005 pp 639–45  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2005 (see s 2)

**Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2006 SL No. 162**

notfd gaz 30 June 2006 pp 1060–7  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2006 (see s 2)

**Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2007 SL No. 149 ss 1, 2(2), 3 sch**

notfd gaz 29 June 2007 pp 1157–65  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2007 (see s 2(2))

**Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2008 SL No. 266**

notfd gaz 22 August 2008 pp 2651–6  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 September 2008 (see s 2)

**Fair Trading (Fees) Amendment Regulation (No. 1) 2009 SL No. 120**

notfd gaz 26 June 2009 pp 831–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2009 (see s 2)

**Queensland Civil and Administrative Tribunal (Jurisdiction Provisions) Amendment Regulation (No. 1) 2009 SL No. 265 pts 1, 22**

notfd gaz 20 November 2009 pp 900–3

ss 1–2 commenced on date of notification

remaining provisions commenced 1 December 2009 (see s 2)

**Fair Trading and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 128 pts 1, 24**

notfd gaz 18 June 2010 pp 529–35

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2010 (see s 2)

## **6 List of annotations**

**Allowance to witness**

s 5 amd 2001 SL No. 165 s 3

om 2009 SL No. 265 s 63

**Fees**

s 6 amd 2001 SL No. 210 s 3 sch; 2002 SL No. 330 s 7; 2009 SL No. 265 s 64

**SCHEDULE—FEES**

sub 2001 SL No. 210 s 3 sch; 2002 SL No. 167 s 3 sch 1

amd 2002 SL No. 330 s 8; 2003 SL No. 168 s 3

sub 2004 SL No. 103 s 3 sch; 2005 SL No. 135 s 3 sch; 2006 SL No. 162 s 3 sch; 2007 SL No. 149 s 3 sch; 2008 SL No. 266 s 3 sch; 2009 SL No. 120 s 3 sch; 2010 SL No. 128 s 55