**Application to renew a repairs matter**

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| APPLICATION DETAILS |
| **VCAT number: R202 /**\_\_\_\_\_\_\_\_\_\_\_\_\_ **Date of VCAT orders:** \_\_\_\_\_\_\_\_/\_\_\_\_\_\_\_\_ /\_\_\_\_\_\_\_\_\_  |
| **RENTER RENEWAL** |
| **I am a renter and I wish to renew these proceedings because:**[ ]  The repairs have not been completed in accordance with VCAT’s order;[ ]  I have an order enabling me to pay rent to the Rent Special Account and further orders are sought;[ ]  I want to claim compensation for loss arising from the lack of repair.**The following repairs are outstanding:****I want VCAT to make the following order(s):** [ ]  Order for rent to be paid into the Rent Special Account because the repairs have not been completed (s77 *Residential Tenancies Act 1997*). My rent is $......... per week / fortnight / calendar month and my next payment is due on…………….[ ]  Further orders relating to the Rent Special Account, namely………………………………………….. …………………………………………………………………………………………………………………[ ]  Order for compensation (s76, s212 *Residential Tenancies Act 1997*) / payment of compensation from the Rent Special Account.[ ]  My detailed claim for compensation is attached, or[ ]  My detailed claim for compensation will be provided to VCAT and the rental provider within 14 days. |
| **DECLARATION** |
| I have sent a copy of this form to the other party to this proceeding and attached proof that I have done so.Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date: \_\_\_\_\_ /\_\_\_\_\_ /\_\_\_\_\_\_ **[ ]  Proof of service of this form on the other party is attached.****Send this form to** **renting@courts.vic.gov.au** |
| **RENTAL PROVIDER RENEWAL** |
| **I am a rental provider and I wish to renew these proceedings because:****[ ]**  **I am unable to complete the repairs by the date(s) specified in VCAT’s order.**The reason why I cannot complete the repairs as ordered is because:I want VCAT to make the following changes to the earlier repair orders:**[ ]**  **VCAT made an order enabling the renter to pay rent to the Rent Special Account and the repairs are completed.**  **I want to end the Rent Special Account order and for the rent in the Rent Special Account to be paid out as follows:** ………………………………………………………………………………………………………………. **[ ]  Both parties have agreed to the above and evidence of consent is attached.** **[ ]  The parties have not agreed to the above.** |
| **DECLARATION** |
| I have sent a copy of this form to the other party to this proceeding and attached proof that I have done so.Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date: \_\_\_\_\_ /\_\_\_\_\_ /\_\_\_\_\_\_**[ ]  Proof of service of this form on the other party is attached.****Send this form to** **renting@courts.vic.gov.au** |

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| **WHAT THE OTHER PARTY MUST DO IN RESPONSE TO THIS FORM** |
| **IMPORTANT NOTES:****As noted in VCAT’s repair orders, VCAT may make a decision in chambers (without a hearing) pursuant to section 100 of the *Victorian Civil and Administrative Tribunal Act 1998*, if the applicant for renewal seeks:*** **An order for rent to be paid to the Rent Special Account because repairs have not been completed, or**
* **An extension of time for the rental provider to complete repairs, or**
* **Repayment of monies from the Rent Special Account by consent.**

**VCAT will consider making in chambers orders regarding the above types of renewal applications no earlier than 7 days after receipt.****If you receive this form and you wish to object to either of the above orders being made in chambers, and/or you wish to file documents for consideration by VCAT, you must immediately write to VCAT and the other party setting out your response.****Section 100 of the Victorian Civil and Administrative Tribunal Act 1998*** The Tribunal may conduct all or part of a proceeding entirely on the basis of documents, without appearance of the parties, unless a party objects.
* The Tribunal may conduct all or part of a proceeding (*other than a prescribed proceeding or prescribed class of proceeding*) entirely on the basis of documents, without the appearance of the parties if —
1. a party objects to all or part of the proceeding being conducted in this manner; and
2. the Tribunal is satisfied that the objection is not reasonable.

**All compensation applications will be listed for a hearing, and you will receive further directions from VCAT.** |