**Form B (1)**

Government of South Australia
Office of Consumer and Business Affairs

# Residential Parks Act 2007

# Notice of termination

(*for use by resident*)

**To:** ……..…
*(insert name of park owner*)*

**of:** ……..…
*(insert address of park owner*)*

**I hereby give you notice that the residential park agreement between me as resident and you as park owner* in respect of the rented property at:**

……

……
*(insert address of rented property)*

**is terminated on: …..../…..../…....**

**(Tick appropriate box below)**

***(valid notice period for tenancy and site agreements)***
☐ Being not less than 14 clear days[1] notice for successive breach notices issued on:

Notice 1: **……./……./…….** Notice 2: **……./……./…….**

**or**

***(valid notice period for tenancy and site agreements)***
☐ Being a date fixed by me as the agreement is frustrated (see important information on page 2)

Resident's signature: …….

Resident's contact details: ……

……

Date: **…..../……./…….**

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This notice was served on **…..../……./…….** by:

- personally handing it to the park owner* ☐
- mailing it to the park owner* ☐
- placing it in the park owner's* letterbox ☐
- other *(please specify below)* ☐

……

[1]"clear days" does not include the day the park owner* receives or is expected to receive this notice.

**If you would like more information about this notice:**
Call the advice section of the Tenancies Branch
Phone: 8204 9544 8.30am – 5pm Mon - Fri
www.ocba.sa.gov.au

***Park owner means the owner OR the operator of the park**

**GENERAL INFORMATION FOR RESIDENTS AND PARK OWNERS***

1. An agreement is considered frustrated (other than as a result of a breach of the agreement) if the rented property, or a substantial portion of the rented property has:

   - been destroyed or rendered uninhabitable; or
   - ceased to be lawfully usable for residential purposes; or
   - been acquired by compulsory process.

   A resident may give a park owner* notice that they will be terminating the agreement immediately if the agreement has been frustrated as described above.

   NB: IF A RESIDENT ISSUES THIS NOTICE TO A PARK OWNER* BECAUSE OF FRUSTRATION OF THE AGREEMENT AND THE AGREEMENT IS NOT GENUINELY FRUSTRATED, THE RESIDENT MAY BE LIABLE TO COMPENSATE THE PARK OWNER*.

2. When the resident vacates the rented property, they should:

   - leave it in a reasonable condition and in a reasonably clean state. If it is not, the park owner* may recover from the bond, or from the resident directly, the costs of cleaning the rented property, removing any rubbish, and so on;
   - provide their forwarding address to the park owner*, as set out in Section 89 of the *Residential Parks Act 2007*;
   - ensure that they leave any keys or devices that have been provided to them at the beginning of the agreement with the park owner*;
   - if necessary, notify the electricity, gas, and telephone companies, etc so that any new residents do not use gas, electricity and the telephone on the former resident's accounts.

3. If possible, agree on how the bond should be refunded. If you do agree, both of you should complete and sign the residential park bond refund form and lodge it with the Office of Consumer & Business Affairs. Make sure that the resident's forwarding address is included on the form so that all or part of the bond, or any future correspondence, can be sent to them. If an agreement cannot be reached, you should contact the advice section of the Tenancies Branch on 8204 9544.

4. You should retain a copy of this notice.