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ELIZABETHAE II REGINAE

A.D. 1990

No. 49 of 1990

An Act to amend the Landlord and Tenant Act, 1936.

[Assented to 15 November 1990]

The Parliament of South Australia enacts as follows:

Short title

- 1. (1) This Act may be cited as the *Landlord and Tenant Act Amendment Act, 1990*.
- (2) The *Landlord and Tenant Act, 1936*, is referred to in this Act as “the principal Act”.

Insertion of s. 62b

- 2. The following section is inserted after section 62a of the principal Act:

Landlord to bear cost of land tax

62b. (1) Subject to subsection (2), it will be a term of every commercial tenancy agreement entered into on or after the commencement of this section that the landlord will bear any tax imposed in respect of the premises under the *Land Tax Act, 1936*.

(2) Subsection (1) does not apply to a commercial tenancy agreement that arises from:

- (a) a renewal pursuant to an option to renew contained in a commercial tenancy agreement entered into before the commencement of this section;

or

- (b) an assignment or transfer of a commercial tenancy agreement entered into before the commencement of this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor