**Subordinate Legislation Act 1994**

**NOTICE OF DECISION**

**Retail Leases Act 2003**

As the Minister responsible for the Retail Leases Act 2003 (the Act), I give notice under section 12 of the Subordinate Legislation Act 1994 that, further to public consultation on a Regulatory Impact Statement (RIS), I have decided to recommend the making of the Retail Leases Regulations 2023 (the proposed Regulations). These will replace the Retail Leases Regulations 2013 (the current Regulations).

The proposed Regulations will support the operation of the Retail Leases Act 2003 (the Act) by:

* making provision for the amount of occupancy costs for the purpose of excluding certain retail premises;
* making provision for the amount of outgoings payable by a tenant;
* prescribing forms of disclosure statement that a landlord must provide to a tenant; and
* prescribing other matters required to be prescribed by the Act.

An exposure draft of the proposed Regulations and the RIS were released for public consultation on the Department of Jobs, Skills, Industry and Regions website between 14 February 2023 and 14 March 2023. One formal written submission was received from the Victorian community.

In response to feedback in the submission to the RIS, I intend that the final form of the proposed Regulations will not include any changes from the publicly released form of the proposed Regulations.

After the proposed Regulations are made, they will become available for download from [legislation.vic.gov.au](http://legislation.vic.gov.au/).

A copy of this notice, the submissions and a Statement of Reasons summarising the issues raised in the submissions and the reason for the final form of the Regulations will also be published on the Department of Jobs, Skills, Industry and Regions website at djsir.vic.gov.au.

HON NATALIE SULEYMAN MP
Minister for Small Business