

Tenant Section

Tenants can request to install fibre broadband, and landlords must agree if it can be installed at no cost to them, unless specific exemptions apply. All requests and responses must be in writing and in accordance with section 45B of the Residential Tenancies Act 1986.

Property Address: _____

Tenant Name(s): _____

Date of Request: _____

Request for a fibre connection

- (1) The landlord must permit the installation of a fibre connection in the premises if—
 - (a) there is no fibre connection in the premises; and
 - (b) it is possible to install a fibre connection in the premises; and
 - (c) the tenant requests a fibre connection; and
 - (d) the fibre connection can be installed at no cost to the landlord (for example, because the cost is covered by the UFB Initiative).

Please include the details of the request to install fibre including where the proposed connection is to be installed at the property and if applicable, details of a request to a network operator

SIGNED by Tenant(s):
Insert Tenant Name

Signature of Tenant

Dated:

SIGNED by Tenant(s):
Insert Tenant Name

Signature of Tenant

Dated:

Landlord/Agent Section

I/We give consent for fibre to be installed with the following conditions:

Please include any conditions such as location of where the connection should be installed.

I/We do not consent to this request for the following reason/s:

- (a) if installation would materially compromise the weathertightness or the character of any building; or
- (b) if installation would compromise the structural integrity of any building; or
- (c) if installation would breach an obligation or a restriction that is relevant to the premises (for example, an obligation or a restriction imposed by a bylaw, a planning or body corporate rule, or a covenant); or
- (d) if— (i) the landlord is to carry out extensive alterations, refurbishment, repairs, or redevelopment of the premises; and
 - (ii) the work is to begin, or material steps towards it are to be taken, within 90 days after the date on which the landlord receives a request for the installation of fibre from the tenant; and
 - (iii) the installation would impede that work; or
- (e) if the Tribunal, on application by the landlord, determines that, due to the circumstances of the premises or the installation, the landlord should not be required to provide for the installation of a fibre connection in the premises.

Please include any additional information to support the declining of this request

SIGNED by Landlord/Agent:

Insert Name

Signature of Landlord/Agent

Dated:

Office Use Only

Landlord must permit and facilitate installation of fibre connection in certain circumstances:

- (1) The landlord must permit the installation of a fibre connection in the premises if—
 - (a) there is no fibre connection in the premises; and
 - (b) it is possible to install a fibre connection in the premises; and
 - (c) the tenant requests a fibre connection; and
 - (d) the fibre connection can be installed at no cost to the landlord (for example, because the cost is covered by the UFB Initiative).
- (2) However, a landlord is not required to permit the installation of a fibre connection—
 - (a) if installation would materially compromise the weathertightness or the character of any building; or
 - (b) if installation would compromise the structural integrity of any building; or
 - (c) if installation would breach an obligation or a restriction that is relevant to the premises (for example, an obligation or a restriction imposed by a bylaw, a planning or body corporate rule, or a covenant); or
 - (d) if—
 - (i) the landlord is to carry out extensive alterations, refurbishment, repairs, or redevelopment of the premises; and
 - (ii) the work is to begin, or material steps towards it are to be taken, within 90 days after the date on which the landlord receives a request for the installation of fibre from the tenant; and
 - (iii) the installation would impede that work; or
 - (e) if the Tribunal, on application by the landlord, determines that, due to the circumstances of the premises or the installation, the landlord should not be required to provide for the installation of a fibre connection in the premises.
- (3) A landlord who is required to permit the installation of a fibre connection must take all reasonable steps to facilitate the installation within a reasonable period of time.
- (4) If a tenant makes a written request for the installation of a fibre connection, the landlord must respond within 21 days after receiving the request.
- (5) If a network operator makes a written request for consent or information from the landlord, the landlord must respond to the request within 21 days after receiving the request.
- (6) A landlord commits an unlawful act if the landlord, without reasonable excuse, fails to comply with subsection (3), (4), or (5).
- (7) In this section,—

Fibre connection, in relation to premises, means a connection to a fibre fixed line access service from within the premises

Fibre fixed line access service, network operator, and UFB Initiative have the same meanings as in section 5 of the Telecommunications Act 2001

Material steps has the same meaning as in section 51(2A).