

Subject **URGENT: Warrant validity?**
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- Warrant of Possession.png(~1011 KB)
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I noticed something about the Warrant on the weekend.

I've attached it for your own perusal.

According to the Warrant document, it takes effect on 10 May 2022, and ends on 24 May 2022.

This URL <https://tenanthelp.com.au/qld-warrants-of-possession/> repeats information found on QCAT's website, notably:

- The Warrant is effective for 14 days
- The Warrant must come into effect within three days of being issued.

If the Warrant begins on 10 May, a 14-day period ends on 23 May (today) and not 24 May. If 24 May is included, the Warrant would be effective for 15 days. I have not found any legislation permitting the Warrant to extend beyond 14 days.

When was the Warrant issued? The date on the bottom of the Warrant document is 26 April 2022 - is that the issue date? If that is the case, the Warrant was required to commence its effective period no later than 29 April 2022.

So, two questions - has QCAT stuffed up (again)? and can the Warrant really be enforced on the 15th day of its activation?

As an aside, there are many problems with the Department's response to the stay application. It looks like it was a very rushed job. Incorrect case number quoted, spelling and grammar errors everywhere, but the worst part is the fiction which is rife throughout. My fear is that QCAT has shown a propensity to entertain fiction over fact, and there appears to be no way for me to refute the errors contained in the Department's submission.

I did make a start on comments to that submission, but I need to focus on D-Day in case things go awry. But if the Warrant has problems, I might be off the hook.

Please make urgent enquiries to find out.

Thanks.



Warrant of Possession.png
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