



New South Wales

Pawnbrokers and Second-hand Dealers Amendment (Fees) Regulation 2003

under the

Pawnbrokers and Second-hand Dealers Act 1996

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Pawnbrokers and Second-hand Dealers Act 1996*.

JOHN AQUILINA, M.P.,

Minister for Fair Trading

Explanatory note

The object of this Regulation is to amend the *Pawnbrokers and Second-hand Dealers Regulation 1997* in connection with the application to licences under the *Pawnbrokers and Second-hand Dealers Act 1996* of the uniform licensing procedures of the *Licensing and Registration (Uniform Procedures) Act 2002*. In particular, this Regulation sets out the various fees payable in connection with a licence and omits a number of obsolete provisions.

This Regulation is made under the *Pawnbrokers and Second-hand Dealers Act 1996*, including section 43 (the general power to make regulations).

2003 No 135

Clause 1 Pawnbrokers and Second-hand Dealers Amendment (Fees)
Regulation 2003

**Pawnbrokers and Second-hand Dealers Amendment
(Fees) Regulation 2003**

under the

Pawnbrokers and Second-hand Dealers Act 1996

1 Name of Regulation

This Regulation is the *Pawnbrokers and Second-hand Dealers Amendment (Fees) Regulation 2003*.

2 Commencement

This Regulation commences on 28 February 2003.

**3 Amendment of Pawnbrokers and Second-hand Dealers
Regulation 1997**

The *Pawnbrokers and Second-hand Dealers Regulation 1997* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 3)

[1] Clause 7A

Insert after clause 7:

7A Fees

- (1) The fees payable for the purposes of the Act are listed in Column 1 of Schedule 3.
- (2) The amount of each fee is to be calculated by adding together the various components set out in Columns 2 and 3 of Schedule 3 in relation that fee.
- (3) An amount specified in relation to an application in Column 2 of Schedule 3 under the heading **Processing component** is taken to be a fee to cover the costs incurred by the Director-General in processing the application.

Note. This amount is consequently a **processing fee** for the purposes of Part 2 of the *Licensing and Registration (Uniform Procedures) Act 2002*.

[2] Clauses 8, 9, 9A, 10, 11, 27 and 29

Omit the clauses. Insert instead:

8 Unique identifier for combined licence

Despite section 20 (3) (b) (i) of the *Licensing and Registration (Uniform Procedures) Act 2002*, the same unique identifier may relate to a pawnbroker's licence and second-hand dealer's licence that are both contained in the same document, as referred to in section 20 (5) of that Act.

[3] Clause 21 Penalty notice offences and demerit points

Omit clause 21 (1), (5), (6) and (7).

[4] Clause 27A Carrying on of business in partnership

Omit "clauses 8 and 9A" from clause 27A (1).

Insert instead "items 1–4 of Schedule 3".

[5] Schedule 2 Penalty notice offences and demerit points

Omit Column 2 of Schedule 2.

2003 No 135Pawnbrokers and Second-hand Dealers Amendment (Fees)
Regulation 2003

Schedule 1 Amendments

[6] Schedule 3

Insert after Schedule 2:

Schedule 3 Fees

(Clause 7A)

Column 1	Column 2	Column 3
Nature of fee payable	Processing component	Fixed component
Application fee for granting of licence	\$130	\$230
Application fee for renewal of licence	\$30	\$230
Application fee for restoration of licence	\$30	\$251
Application fee for replacement of licence	\$20	nil
Application fee for extract of register (per entry)	nil	\$11

BY AUTHORITY