



New South Wales

# Consumer Claims Amendment (Miscellaneous) Regulation 2005

under the

Consumer Claims Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Consumer Claims Act 1998*.

DIANE BEAMER, M.P.,  
Minister for Fair Trading

## Explanatory note

The objects of this Regulation are:

- (a) to replace a reference to the *Fair Trading Tribunal Regulation 1999* with a reference to the *Consumer, Trader and Tenancy Tribunal Regulation 2002* as the regulation under which applications for the determination of a consumer claim may be lodged, and
- (b) to replace a reference to the repealed *Property, Stock and Business Agents Act 1941* with a reference to the *Property Stock and Business Agents Act 2002*, and
- (c) to include a note explaining the jurisdictional limit of the Consumer, Trader and Tenancy Tribunal, in relation to purchases of new motor vehicles for private purposes.

This Regulation is made under the *Consumer Claims Act 1998*, including section 17 (the general regulation-making power).

## **2005 No 675**

Clause 1          Consumer Claims Amendment (Miscellaneous) Regulation 2005

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## **Consumer Claims Amendment (Miscellaneous) Regulation 2005**

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### **1 Name of Regulation**

This Regulation is the *Consumer Claims Amendment (Miscellaneous) Regulation 2005*.

### **2 Amendment of Consumer Claims Regulation 1999**

The *Consumer Claims Regulation 1999* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 2)

**[1] Clause 5 Applications**

Omit “*Fair Trading Tribunal Regulation 1999*”.

Insert instead “*Consumer, Trader and Tenancy Tribunal Regulation 2002*”.

**[2] Clause 6 Limitation on Tribunal’s jurisdiction to make orders**

Omit “*Property, Stock and Business Agents Act 1941*”.

Insert instead “*Property, Stock and Business Agents Act 2002*”.

**[3] Clause 6, note**

Insert at the end of the clause:

**Note.** The jurisdictional limit set out in this clause does not apply in relation to a consumer claim arising from the supply of a new motor vehicle that is used substantially for private purposes (see section 14 (3) of the Act).