



New South Wales

# Motor Dealers and Repairers Amendment (Fees) Regulation 2016

under the

Motor Dealers and Repairers Act 2013

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Motor Dealers and Repairers Act 2013*.

VICTOR DOMINELLO, MP  
Minister for Innovation and Better Regulation

## Explanatory note

The object of this Regulation is to amend the *Motor Dealers and Repairers Regulation 2014* as follows:

- (a) to increase certain fees payable under the *Motor Dealers and Repairers Act 2013* (**the Act**),
- (b) to remove an unnecessary provision about discounting for online transactions as the power to provide discounts for online transactions is already covered under section 13 (2) of the *Licensing and Registration (Uniform Procedures) Act 2002* which applies under the Act.

The fee increases are generally in line with movements in the Consumer Price Index (rounded to the nearest dollar).

Two fees exceed the Consumer Price Index for 2016. Those fees are aligned with the fees charged for the following same type of service in other administered licensing regulations:

- (a) the issue of a replacement tradesperson's certificate,
- (b) the issue of a duplicate licence for motor dealers, motor vehicle repairers and motor vehicle recyclers.

This Regulation is made under the *Motor Dealers and Repairers Act 2013*, including sections 21, 24, 34 (2), 36, 166, 177 (5) and 186 (the general regulation-making power).

## **Motor Dealers and Repairers Amendment (Fees) Regulation 2016**

under the

Motor Dealers and Repairers Act 2013

### **1 Name of Regulation**

This Regulation is the *Motor Dealers and Repairers Amendment (Fees) Regulation 2016*.

### **2 Commencement**

This Regulation commences on 1 July 2016 and is required to be published on the NSW legislation website.

## Schedule 1 Amendment of Motor Dealers and Repairers Regulation 2014

**[1] Clause 8 Fees**

Omit “Column 2” from clause 8 (3). Insert instead “Column 3”.

**[2] Clause 8 (3), note**

Omit the note. Insert instead:

**Note.** This amount is consequently a **processing fee** for the purposes of Part 2 of the *Licensing and Registration (Uniform Procedures) Act 2002*. If an application is made by electronic communication, the processing fee is discounted (see section 13 of that Act). If an application is refused or withdrawn, the applicant is entitled to a refund of all fees paid, other than the processing fee (see section 22 of that Act).

**[3] Clause 8 (4)**

Omit the subclause.

**[4] Schedule 1**

Omit the Schedule. Insert instead:

### Schedule 1 Fees

(Clause 8)

Item	Column 1 Type of fee	Column 2 Fixed component	Column 3 Processing component	Column 4 Compensation Fund contribution
<b>Motor dealer</b>				
1	Application for grant of licence—1 year	\$323 per place of business	\$215	\$931 per place of business
2	Application for grant of licence—3 years	\$970 per place of business	\$215	\$1,202 per place of business
3	Application for renewal of licence—1 year	\$323 per place of business	\$70	\$136 per place of business
4	Application for renewal of licence—3 years	\$970 per place of business	\$70	\$407 per place of business
5	Application for restoration of licence—1 year	\$323 per place of business	\$144	\$136 per place of business
6	Application for restoration of licence—3 years	\$970 per place of business	\$144	\$407 per place of business
7	Amendment of licence to include additional place of business	nil	\$70	\$136
<b>Motor vehicle repairer</b>				
8	Application for grant of licence—1 year	\$220 per place of business	\$215	\$274 per place of business
9	Application for grant of licence—3 years	\$434 per place of business	\$215	\$362 per place of business

Item	Column 1 Type of fee	Column 2 Fixed component	Column 3 Processing component	Column 4 Compensation Fund contribution
10	Application for renewal of licence—1 year	\$107 per place of business	\$70	\$44 per place of business
11	Application for renewal of licence—3 years	\$321 per place of business	\$70	\$132 per place of business
12	Application for restoration of licence—1 year	\$107 per place of business	\$144	\$44 per place of business
13	Application for restoration of licence—3 years	\$321 per place of business	\$144	\$132 per place of business
14	Amendment of licence to include additional place of business	nil	\$70	\$44
<b>Motor vehicle recycler</b>				
15	Application for grant of licence—1 year	\$323 per place of business	\$215	nil
16	Application for grant of licence—3 years	\$970 per place of business	\$215	nil
17	Application for renewal of licence—1 year	\$323 per place of business	\$70	nil
18	Application fee for renewal of licence—3 years	\$970 per place of business	\$70	nil
19	Application for restoration of licence—1 year	\$323 per place of business	\$144	nil
20	Application for restoration of licence—3 years	\$970 per place of business	\$144	nil
21	Amendment of licence to include additional place of business	nil	\$70	nil
<b>Tradesperson's certificate</b>				
22	Application for grant of certificate—3 years	nil	\$68	nil
23	Application for renewal of certificate—3 years	nil	\$47	nil
24	Application for restoration of certificate—3 years	nil	\$47	nil
25	Amendment of certificate to include additional class of repair work	nil	\$47	nil
26	Issue of replacement tradesperson's certificate	nil	\$45	nil
<b>Fees for motor dealers, motor vehicle repairers and motor vehicle recyclers</b>				
27	Issue of duplicate licence	nil	\$45	nil
28	Issue of certificate under section 177 of the Act	nil	\$30	nil