



New South Wales

# **Pawnbrokers and Second-hand Dealers Amendment (Exemption) Regulation 2017**

under the

Pawnbrokers and Second-hand Dealers Act 1996

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

MATTHEW KEAN, MP  
Minister for Innovation and Better Regulation

## **Explanatory note**

The object of this Regulation is to exempt IBM Australia Ltd from the operation of certain provisions of the *Pawnbrokers and Second-hand Dealers Act 1996*.

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

## **Pawnbrokers and Second-hand Dealers Amendment (Exemption) Regulation 2017**

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Pawnbrokers and Second-hand Dealers Act 1996

### **1 Name of Regulation**

This Regulation is the *Pawnbrokers and Second-hand Dealers Amendment (Exemption) Regulation 2017*.

### **2 Commencement**

This Regulation commences on the day on which it is published on the NSW legislation website.

### **3 Amendment of Pawnbrokers and Second-hand Dealers Regulation 2015**

#### **Clause 39 Specific exemptions from certain requirements**

Insert after clause 39 (4):

- (5) IBM Australia Ltd is exempted from the operation of the following provisions of the Act:
  - (a) section 16 (1) of the Act, to the extent that it requires a licensee who carries on the business of a second-hand dealer to keep records containing particulars of the residential address and date of birth of an agent of a vendor or consignor (pursuant to clause 13 (2) (b)),
  - (b) section 16 (5A) of the Act, to the extent that it requires a licensee to furnish to the Commissioner of Police particulars of a record to which an electronic record-keeping condition applies (pursuant to clause 16 (1)),
  - (c) section 21 (1) of the Act, to the extent that it requires a licensee to retain second-hand goods purchased or received for a period of 14 days.