



New South Wales

# Pawnbrokers and Second-hand Dealers Amendment (Fees) Regulation 2020

under the

Pawnbrokers and Second-hand Dealers Act 1996

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

KEVIN ANDERSON, MP  
Minister for Better Regulation and Innovation

## Explanatory note

The object of this Regulation is to amend the *Pawnbrokers and Second-hand Dealers Regulation 2015* to—

- (a) provide for the partial refund of certain application fees for licences payable under the *Pawnbrokers and Second-hand Dealers Act 1996* (*the Act*), and
- (b) prescribe certain fees payable in connection with the administration of the Act.

This Regulation is made under the *Pawnbrokers and Second-hand Dealers Act 1996*, including sections 9, 10A, 13 and 43 (the general regulation-making power).

## **Pawnbrokers and Second-hand Dealers Amendment (Fees) Regulation 2020**

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 2020*.

### **2 Commencement**

This Regulation commences on 1 July 2020 and is required to be published on the NSW legislation website.

## Schedule 1 Amendment of Pawnbrokers and Second-hand Dealers Regulation 2015

### [1] Clause 8B

Insert after clause 8A—

#### 8B Partial refund of application fees for certain licences

- (1) This clause applies to an application fee for a licence with a term of 3 years or 5 years, paid by or on behalf of a person who—
  - (a) has surrendered the licence granted under the Act, or
  - (b) if the fee was paid by or on behalf of an individual—has died.
- (2) A person may apply to the Secretary for a refund of the application fee if the person—
  - (a) paid the application fee, or
  - (b) is applying for or on behalf of the person who paid the application fee, or
  - (c) is the legal representative of a deceased individual who paid the application fee.
- (3) A person is not entitled to make an application under this clause if the licence was surrendered as a result of disciplinary action.
- (4) A person who makes an application under subclause (2) is—
  - (a) for a licence with a term of 3 years—entitled to a refund of one-third of the fixed component of the application fee paid for each complete year remaining for the licence, or
  - (b) for a licence with a term of 5 years—entitled to a refund of one-fifth of the fixed component of the application fee paid for each complete year remaining for the licence.
- (5) In this clause—

**application fee** means the following—

  - (a) an application fee for the grant of a licence,
  - (b) an application fee for the renewal of a licence,
  - (c) an application fee for the restoration of a licence.

**fixed component**, of an application fee, is the amount set out in Column 2 of Part 1 of Schedule 3 in relation to the fee.

### [2] Schedule 3 Fees

Omit Part 1. Insert instead—

## Part 1 Fees payable

Item	Column 1	Column 2	Column 3	Column 4
	Type of fee	Fixed component (in fee units)	Processing component (in fee units)	Total (in fee units)
1	Application for grant of licence			
	(a) 1 year	3.35	1.91	5.26
	(b) 3 years	10.05	1.91	11.96
	(c) 5 years	16.75	1.91	18.66
2	Application for renewal of licence			
	(a) 1 year	3.35	0.45	3.8
	(b) 3 years	10.05	0.45	10.5
	(c) 5 years	16.75	0.45	17.2
3	Application for restoration of licence			
	(a) 1 year	3.35	0.92	4.27
	(b) 3 years	10.05	0.92	10.97
	(c) 5 years	16.75	0.92	17.67
4	Application for replacement of licence	Nil	0.46	0.46
5	Application for certificate containing extract from register	0.18	Nil	0.18