



New South Wales

# Tattoo Parlours Amendment (Fees) Regulation 2020

under the

Tattoo Parlours Act 2012

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Tattoo Parlours Act 2012*.

KEVIN ANDERSON, MP  
Minister for Better Regulation and Innovation

## Explanatory note

The object of this Regulation is to amend the *Tattoo Parlours Regulation 2013* to—

- (a) provide for the partial refund of certain application fees for licences payable under the *Tattoo Parlours Act 2012* (*the Act*), and
- (b) prescribe certain fees payable in connection with the administration of the Act.

This Regulation is made under the *Tattoo Parlours Act 2012*, including sections 11(5)(e), 13A(2)(b), 13B(4)(b) and 41 (the general regulation-making power).

## **Tattoo Parlours Amendment (Fees) Regulation 2020**

under the

Tattoo Parlours Act 2012

### **1 Name of Regulation**

This Regulation is the *Tattoo Parlours 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 Tattoo Parlours Regulation 2013

[1] **Clause 26 Fees**

Omit “of section 11(5)(e)” from clause 26(1).

[2] **Clause 26(1)**

Insert “Column 1 of” after “specified in”.

[3] **Clause 26(2)**

Omit “under the heading “Total” in”. Insert instead “in Column 4 of”.

[4] **Clause 26(3)**

Omit “under the heading “Processing component” in Part 1 of Schedule 1”.

Insert instead “in Column 3 of Part 1 of Schedule 1 under the heading “**Processing component**” ”.

[5] **Clause 26B**

Insert after clause 26A—

**26B 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 or requested the cancellation or suspension of 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, cancelled or suspended as a result of disciplinary or enforcement 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 any of the following—

  - (a) an application fee for the grant of an operator licence or tattooist licence,
  - (b) an application fee for the renewal of an operator licence or tattooist licence,

(c) an application fee for the restoration of an operator licence or tattooist licence.

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

**[6] Schedule 1 Fees**

Omit Part 1. Insert instead—

**Part 1 Fees payable**

Item	Column 1 Type of fee	Column 2 Fixed component (in fee units)	Column 3 Processing component (in fee units)	Column 4 Total (in fee units)
1	Application for permit to conduct tattooing show	4.34	2.17	6.51
	<b>Operator of body art tattooing business</b>			
2	Application for grant of operator licence			
	(a) 1 year	2	16.69	18.69
	(b) 3 years	6.01	16.69	22.7
	(c) 5 years	10	16.69	26.69
3	Application for renewal of operator licence			
	(a) 1 year	2	16.29	18.29
	(b) 3 years	6.01	16.29	22.3
	(c) 5 years	10	16.29	26.29
4	Application for restoration of operator licence			
	(a) 1 year	2	16.49	18.49
	(b) 3 years	6.01	16.49	22.50
	(c) 5 years	10	16.49	26.49
	<b>Tattooist</b>			
5	Application for grant of tattooist licence			
	(a) 1 year	0.67	5.57	6.24
	(b) 3 years	2.02	5.57	7.59
	(c) 5 years	3.35	5.57	8.92
6	Application for renewal of tattooist licence			
	(a) 1 year	0.67	5.17	5.84
	(b) 3 years	2.02	5.17	7.19
	(c) 5 years	3.35	5.17	8.52
7	Application for restoration of tattooist licence			

<b>Item</b>	<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
	<b>Type of fee</b>	<b>Fixed component (in fee units)</b>	<b>Processing component (in fee units)</b>	<b>Total (in fee units)</b>
	(a) 1 year	0.67	5.37	6.04
	(b) 3 years	2.02	5.37	7.39
	(c) 5 years	3.35	5.37	8.72
	<b>Fees for operators and tattooists</b>			
8	Application for replacement of licence	Nil	0.46	0.46