



New South Wales

# **Pawnbrokers and Second-hand Dealers Amendment (Exemption) 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 exempt Kingfisher Mobile Australia Pty Limited and Industry Trading Pty Ltd from the operation of certain provisions of the *Pawnbrokers and Second-hand Dealers Act 1996*.

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

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

### **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**

#### **(1) Clause 39 Specific exemptions from certain requirements**

Omit “or Telstra New Tablet Feeling program” from clause 39(7).

Insert instead “, Telstra New Tablet Feeling program, Telstra Upgrade and Protect program or Telstra Trade-In program”.

#### **(2) Clause 39(8)**

Insert after clause 39(7)—

- (8) Industry Trading Pty Ltd is exempted from the operation of the following provisions of the Act—
  - (a) sections 15(1) and (1A) of the Act, to the extent that they require a licensee to obtain documentary evidence of the identity of the person by whom the goods are being offered,
  - (b) section 16(1) and (5A) of the Act, to the extent that they require a licensee to keep records of transactions for the acquisition or disposal of the goods and furnish particulars of the records to the Commissioner of Police,
  - (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.