



New South Wales

Tattoo Industry Amendment Regulation 2024

under the

Tattoo Industry Act 2012

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

YASMIN CATLEY, MP
Minister for Police and Counter-terrorism

Explanatory note

The object of this regulation is to make provision in relation to the conditions of licences and permits, tattooing shows, licence and permit fees, and exemptions from the Act.

This regulation is made under the *Tattoo Industry Act 2012*, including section 41(2)(f), which is a Henry VIII provision because it permits regulations to create exemptions from the Act.

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1 Name of regulation

This regulation is the *Tattoo Industry Amendment Regulation 2024*.

2 Commencement

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

Schedule 1 Amendment of Tattoo Industry Regulation 2023

[1] Section 3 Definitions

Omit the definition of *fee unit*.

[2] Section 5 Definitions

Omit the definition of *tattooing show*. Insert instead—

tattooing show means a body art trade show or exhibition to display designs for body art tattooing or demonstrate body art tattooing techniques or services.

[3] Section 10 Applications for tattooing show permits

Omit “Part 1,” from section 10(4)(c).

[4] Section 11 Decision on tattooing show permit applications

Omit “individual.” from section 11(4)(b). Insert instead—

individual, or

- (c) the tattooing show is proposed to be held at a hotel or club premises within the meaning of the *Liquor Act 2007*, unless the show is held in a function room within the premises.

[5] Part 3, Division 6A

Insert after Division 6—

Division 6A Exemptions from licensing requirements

33A Exemption where multiple body art tattooing businesses at licensed premises

For the Act, section 6(4)(c), the carrying on of a person’s body art tattooing business is a prescribed circumstance if—

- (a) the person holds a tattooist licence, and
(b) the person carries on the body art tattooing business at a licensed premises, and
(c) another person holds a master licence for the premises.

[6] Section 35 Fees

Omit section 35(1). Insert instead—

- (1) For the Act, section 41(2)(e), the fees payable under the Act and this regulation are listed in Schedule 1.

[7] Section 35(2) and (3)

Omit “, Part 1” wherever occurring.

[8] Section 35(3), note

Omit the note.

[9] Section 35(4)

Insert after section 35(3)—

- (4) For the Act, section 41(2)(e1), the fixed component of a fee paid in relation to an application under the Act or this regulation must be refunded to the applicant if the application is refused or withdrawn.

[10] Section 36 Replacement of licence

Omit “, Part 1”.

[11] Section 38

Insert after section 37—

38 Savings provision consequent on enactment of Tattoo Parlours Amendment (Statutory Review) Act 2022

Despite the Act, section 11(4)(b), an individual who is a temporary Australian resident is not ineligible to apply for a licence if the individual held a licence immediately before 1 September 2023.

[12] Schedule 1

Omit the schedule. Insert instead—

Schedule 1 Fees

sections 35 and 36

	Type of fee	Fixed component	Processing component	Total
Master licences				
1	Application for grant of master licence—			
	(a) 1 year	\$480	\$120	\$600
	(b) 3 years	\$1380	\$120	\$1500
	(c) 5 years	\$2280	\$120	\$2400
2	Application for renewal of master licence—			
	(a) 1 year	\$470	\$80	\$550
	(b) 3 years	\$1295	\$80	\$1375
	(c) 5 years	\$2120	\$80	\$2200
3	Application for restoration of master licence—			
	(a) 1 year	\$430	\$120	\$550
	(b) 3 years	\$1255	\$120	\$1375
	(c) 5 years	\$2080	\$120	\$2200
Tattooist licences				
4	Application for grant of tattooist licence—			
	(a) 1 year	\$30	\$120	\$150
	(b) 3 years	\$255	\$120	\$375
	(c) 5 years	\$480	\$120	\$600
5	Application for renewal of tattooist licence—			
	(a) 1 year	\$60	\$80	\$140
	(b) 3 years	\$270	\$80	\$350
	(c) 5 years	\$480	\$80	\$560

	Type of fee	Fixed component	Processing component	Total
6	Application for restoration of tattooist licence—			
	(a) 1 year	\$30	\$120	\$150
	(b) 3 years	\$255	\$120	\$375
	(c) 5 years	\$480	\$120	\$600
	Other fees			
7	Fingerprint fee	Nil	\$40	\$40
8	Application for replacement of licence or permit	Nil	\$65	\$65
9	Application for tattooing show permit	\$60	\$90	\$150
10	Application for visiting tattooist permit	\$40	\$60	\$100
