

Consumer Claims Regulation 1999

[1999-96]



New South Wales

Status Information

Currency of version

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Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Authorisation

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Consumer Claims Regulation 1999



New South Wales

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the [Consumer Claims Act 1998](#).

JW Shaw, QC MLC Minister for Fair Trading

1 Name of Regulation

This Regulation is the [Consumer Claims Regulation 1999](#).

2 Commencement

This Regulation commences on 1 March 1999.

3 Definitions

In this Regulation:

the Act means the [Consumer Claims Act 1998](#).

4 Notes

The explanatory note, table of contents and notes in the text of this Regulation do not form part of this Regulation.

5 Applications

Applications under section 6 of the Act may be lodged in accordance with the [Fair Trading Tribunal Regulation 1999](#).

6 Limitation on Tribunal's jurisdiction to make orders

In relation to claims arising under the Act (other than claims relating to commission fees charged by agents licensed under the [Property, Stock and Business Agents Act 1941](#)), the prescribed amount for the purposes of section 14 of the Act is \$25,000.

7 List of unsatisfactory suppliers

(1) For the purposes of section 16 (2) of the Act, the prescribed particulars are:

- (a) the address at which the supplier carries on business, and
 - (b) the reason for inclusion of the supplier's name on the unsatisfactory suppliers list.
- (2) For the purposes of section 16 (2) (c) of the Act, the prescribed number of orders is 5 and the prescribed period is 12 months.
- (3) For the purposes of section 16 (4) of the Act:
- (a) the prescribed period is 5 years, and
 - (b) the supplier's compliance with a specified order or specified orders of the Tribunal within the period notified to the supplier by the Director-General is a prescribed event, and
 - (c) that the supplier satisfy the Director-General that the unsatisfactory conduct of the supplier will be discontinued is a prescribed condition.

8 Disputes concerning commission charged by certain licensed agents

Claims relating to commission fees charged by agents licensed under the *Property, Stock and Business Agents Act 1941* are to be dealt with in the Commercial Division of the Tribunal.