

# Fair Trading Amendment (Commercial Agents) Act 2016 No 52

[2016-52]



New South Wales

## Status Information

### Currency of version

Current version for 2 July 2022 to date (accessed 5 January 2025 at 10:11)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

Some, but not all, of the provisions displayed in this version of the legislation have commenced.

### Notes—

- **Does not include amendments by**  
[Licensing and Registration \(Uniform Procedures\) Amendment Act 2022 No 2](#) (not commenced)
- **Note**  
Amending Acts and amending provisions are subject to automatic repeal pursuant to sec 30C of the [Interpretation Act 1987 No 15](#) once the amendments have taken effect.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 2 July 2022

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# Fair Trading Amendment (Commercial Agents) Act 2016 No 52



New South Wales

An Act to repeal the *Commercial Agents and Private Inquiry Agents Act 2004* and to amend the *Fair Trading Act 1987* with respect to the regulation of persons carrying out debt collection, repossessions and process serving.

## 1 Name of Act

This Act is the *Fair Trading Amendment (Commercial Agents) Act 2016*.

## 2 Commencement

This Act commences on a day or days to be appointed by proclamation.

## 3 Repeal

- (1) The *Commercial Agents and Private Inquiry Agents Act 2004* and the regulations under that Act are repealed.
- (2) A reference in this section to the *Commercial Agents and Private Inquiry Agents Act 2004* is, if this section commences after the commencement of Schedule 2 [2] to the *Security Industry Amendment (Private Investigators) Act 2016*, to be construed as a reference to the *Commercial Agents Act 2004*.

## Schedule 1 (Repealed)

## Schedule 2 Amendment of other Acts

### 2.1-2.5

(Repealed)

### 2.6 Road Transport Act 2013 No 18

#### [1] Sections 55 (d), 56 (1) (a) (iv) and 57 (1) (d) (ii)

Omit the provisions.

**[2] Schedule 4 Savings, transitional and other provisions**

Insert at the end of the Schedule, with appropriate Part and clause numbering—

**Part Provisions consequent on enactment of [Fair Trading Amendment \(Commercial Agents\) Act 2016](#)**

**Use of photographs in certain criminal proceedings**

Despite the repeal of section 57 (1) (d) (ii), a photograph to which Part 3.5 of this Act applies (and any photographic image or other matter contained in any database of such photographs) may be released by the Authority for the purposes of the conduct of any criminal proceedings in relation to the holder of an operator licence under the [Commercial Agents and Private Inquiry Agents Act 2004](#).

**2.7**

(Repealed)