

CE303*

Settlement Agents Act 1981

Settlement Agents Amendment Regulations (No. 2) 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Settlement Agents Amendment Regulations (No. 2) 2008*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Settlement Agents Regulations 1982*.

4. Regulation 15 amended

Delete regulation 15(1) and (2) and insert:

- (1) An offence under section 65(1) in respect of a contravention or failure to observe a provision of the Act specified in Schedule 5 Part 1 is an offence for

which an infringement notice may be issued under Part 2 of the *Criminal Procedure Act 2004*.

- (2A) An offence under section 120(1) in respect of a contravention or failure to comply with a provision of the Act specified in Schedule 5 Part 2 is an offence for which an infringement notice may be issued under Part 2 of the *Criminal Procedure Act 2004*.
- (2) The modified penalty specified opposite a provision in Schedule 5 is the modified penalty for a contravention or failure to observe, or comply with, that provision for the purposes of section 5(3) of the *Criminal Procedure Act 2004*.

5. Schedule 5 replaced

Delete Schedule 5 and insert:

Schedule 5 — Prescribed offences and modified penalties

[r. 15]

Part 1 — Offences under section 65

Provision of the <i>Settlement Agents Act 1981</i>	Modified Penalty
s. 51(1)	\$600
s. 51(3)(a)	\$600

Part 2 — Offences under section 120

Provision of the <i>Settlement Agents Act 1981</i>	Modified Penalty
s. 36(1)	\$400
s. 37(1)	\$200
s. 38(1)	\$200
s. 38(2)	\$200
s. 38(3)	\$400
s. 41(1)(a)	\$200
s. 41(1)(b)	\$200
s. 41(2)	\$200
s. 42(1)(a)	\$400
s. 42(1)(b)	\$400
s. 42(2)(a)	\$400
s. 42(2)(b)	\$400

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.