

TRAVEL AGENTS ACT 1985

INTERPRETATION ACT 1984

TRAVEL AGENTS AMENDMENT REGULATIONS (No. 2) 1995

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Travel Agents Amendment Regulations (No. 2) 1995*.

Commencement

2. These regulations come into operation on 1 January 1996.

Principal regulations

3. In these regulations the *Travel Agents Regulations 1986** are referred to as the principal regulations.

[* *Published in Gazette of 19 December 1986 at pp. 4926-38.*
For amendments to 22 December 1995 see 1994 Index to
Legislation of Western Australia, Table 4, pp. 291-2.]

Regulation 6 amended

4. Regulation 6 of the principal regulations is amended —

(a) in subregulation (1) —

(i) in paragraph (a) by deleting “\$333” and “\$72” and substituting respectively the following —

“ \$666 ” and “ 144 ”;

(ii) in paragraph (b) by deleting “\$333” and “\$72” and substituting respectively the following —

“ \$666 ” and “ 144 ”; and

(iii) in paragraph (c) by deleting “\$500” and “\$72” and substituting respectively the following —

“ \$1 000 ” and “ 144 ”;

and

(b) in subregulation (2) by deleting “\$707” and substituting the following —

“ \$1 440 ”.

Regulation 11 repealed and a regulation substituted

5. Regulation 11 of the principal regulations is repealed and the following regulations are substituted —

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Prescribed period under section 19 (1)

11. For the purposes of section 19 (1) of the Act, (and subject to the transitional provisions in section 54 of the *Business Licensing Amendment Act 1995*), the prescribed period is 3 years.

Prescribed fees under section 19

11A. (1) For the purposes of section 19 and subject to subregulation (3), the prescribed fee in the case of an individual who is a member of more than one partnership, or is not a member of any partnership, is an amount calculated as follows —

- (a) for a 3 year period —
 - (i) \$666 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$144 for each place of business beyond one;
 - (ii) in the case of an individual who is a member of one partnership only, an amount which bears to the amount of \$666 the same proportion as the value of his share in the net assets of that partnership bears to the value of those net assets and, if the application concerned relates to more than one place of business and subject to subregulation (3), an amount which bears that proportion to the amount of \$144 for each place of business beyond one;
- (b) for a 2 year period —
 - (i) \$444 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$96 for each place of business beyond one;
 - (ii) in the case of an individual who is a member of one partnership only, an amount which bears to the amount of \$444 the same proportion as the value of his share in the net assets of that partnership bears to the value of those net assets and, if the application concerned relates to more than one place of business and subject to subregulation (3), an amount which bears that proportion to the amount of \$96 for each place of business beyond one; and
- (c) for a one year period —
 - (i) \$222 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$48 for each place of business beyond one;
 - (ii) in the case of an individual who is a member of one partnership only, an amount which bears to the amount of \$222 the same proportion as the value of his share in the net assets of that partnership bears to the value of those net assets and, if the application concerned relates to more than one place of business and subject to subregulation (3), an amount which bears that proportion to the amount of \$48 for each place of business beyond one.

(2) For the purposes of section 19 and subject to subregulation (3), the prescribed fee in the case of a body corporate is an amount calculated as follows —

- (a) for a 3 year period — \$1 000 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$144 for each place of business beyond one;
- (b) for a 2 year period — \$666 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$96 for each place of business beyond one;

- (c) for a one year period — \$333 and, if the application concerned relates to more than one place of business and subject to subregulation (3), an additional amount of \$48 for each place of business beyond one.
- (3) The additional amounts referred to —
- (a) in subregulations (1) (a) and (2) (a) shall not exceed \$1 440 in total in any one prescribed fee;
 - (b) in subregulations (1) (b) and (2) (b) shall not exceed \$960 in total in any one prescribed fee;
 - (c) in subregulations (1) (c) and (2) (c) shall not exceed \$480 in total in any one prescribed fee;
- (4) In this regulation —
- “partnership” means partnership each member of which carries on, or proposes to carry on, as the case requires, business as a travel agent.
- (5) For the purposes of section 19 (5), the prescribed late fee is an amount equal to one quarter of the total amount of the prescribed fee referred to in subregulation (1) or (2), as the case requires, payable by the relevant licensee.

By Command of the Lieutenant-Governor and deputy of the Governor,

J. PRITCHARD, Clerk of the Council.