

Real Estate and Business Agents Act 1978

Real Estate and Business Agents (General) Amendment Regulations (No. 2) 2011

Made by the Lieutenant-Governor and Administrator in Executive Council.

1. Citation

These regulations are the *Real Estate and Business Agents (General) Amendment Regulations (No. 2) 2011*.

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 1 July 2011.

3. Regulations amended

These regulations amend the *Real Estate and Business Agents (General) Regulations 1979*.

4. Regulation 3 deleted

Delete regulation 3.

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r. 5

5. Regulation 5 amended

Delete regulation 5(1)(a) and (b) and insert:

- (a) is to be in a form approved by the Commissioner; and
- (b) is to be published by the Commissioner in a newspaper with State-wide circulation as soon as practicable after the application is made.

6. Schedule 2 amended

- (1) In Schedule 2 Form 2 delete “Real Estate and Business Agents Supervisory Board” (each occurrence) and insert:

Department of Commerce — Consumer Protection

- (2) In Schedule 2 Form 3 delete “Real Estate and Business Agents Supervisory Board” and insert:

Department of Commerce — Consumer Protection

7. Schedule 3 amended

- (1) In Schedule 3 delete “Registrar” (each occurrence) and insert:

Commissioner

- (2) In Schedule 3 delete “Board” and insert:

Commissioner

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r. 8

8. Various provisions amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
r. 2 (def. of <i>mandatory CPD activity</i>)	Board	Commissioner
r. 4A(3)	Board	Commissioner
r. 4AA(1)	Board	Commissioner
r. 4AA(2)	Board (each occurrence)	Commissioner
r. 4AA(3)	Board (each occurrence)	Commissioner
r. 4AA(4)	Board	Commissioner
r. 4AA(5)	Board (each occurrence)	Commissioner
r. 4AA(5)	its website	the website maintained by the Commissioner
r. 6B	Board or the Registrar	Commissioner
r. 6BA(3)	Real Estate and Business Agents Supervisory Board	Commissioner
r. 7	Registrar	Commissioner

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Provision	Delete	Insert
r. 8	Registrar	Commissioner
r. 9(1)	the Board to be paid to the Registrar	a court or tribunal to be paid to the Commissioner
r. 9(1)	Registrar on	Commissioner on
r. 9(2)	the Board makes an order for costs in favour of a person other than the Registrar,	a court or tribunal makes an order for costs in favour of a person other than the Commissioner,
r. 10	Board	chief executive officer
r. 11(a)	Board	Real Estate and Business Agents
r. 13	Board	Commissioner
r. 14(3)	Board	Commissioner
r. 14(4)	Board	Commissioner

Note: The heading to regulation 11 should now read "**Application of Real Estate and Business Agents Interest Account**".

By Command of the Lieutenant-Governor and Administrator,

PETER CONRAN, Clerk of the Executive Council.