

REAL ESTATE AND BUSINESS AGENTS.

No. 74 of 1979.

**AN ACT to amend the Schedule to the Real Estate
and Business Agents Act, 1978.**

[Assented to 27th November, 1979.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Real Estate and Business Agents Act Amendment Act, 1979*. Short title and citation.

(2) In this Act the Real Estate and Business Agents Act, 1978 is referred to as the principal Act. Act No. 72 of 1978.

(3) The principal Act as amended by this Act may be cited as the Real Estate and Business Agents Act, 1978-1979.

Schedule
amended.

2. The Schedule to the principal Act is amended—

(a) as to clause 21—

(i) by deleting the words “on him” in line two of subparagraph (iv) of paragraph (a) of subclause (1); and

(ii) by adding after the word “Permit” in line six of subclause (3) the passage “who lodges a bond or guarantee with the Board pursuant to subclause (1) of clause 22 of this Schedule or is covered by a policy of insurance effected by the Board pursuant to subclause (7) of that clause” ;

(b) as to the heading to clause 22, by deleting the words “*or Insurance Policy*” and substituting the passage “*Insurance Policy, or Fund Contributions*” ;

(c) as to clause 22,

(i) by adding after the expression “(11)”, in line one of subclause (1), the passage “and subclause (16)”;

(ii) by adding after the word “of” in line one of subclause (11), the article “a”, and

(iii) by adding after subclause (14) the following subclauses—

(15) Where—

(a) an applicant for the grant or renewal of a permit does not lodge and has not lodged with the Board a bond or guarantee as provided by subclause (1) of this clause; and

- (b) there is not in force in relation to an agent a policy of insurance effected under subclause (7) of this clause,

the Board shall not grant a permit to the applicant or renew a permit granted to the applicant unless the applicant pays to the Board the sum of seven hundred and fifty dollars.

(16) Where an applicant has paid the sum prescribed by subclause (15) of this clause to the Board in respect of the grant or renewal of a permit, as the case requires, such grant or renewal is not conditional upon the applicant lodging a bond or guarantee under subclause (1) of this clause or his paying the cost of the premium payable on the policy of insurance effected by the Board under subclause (7) of this clause.

(17) Part VIII applies to and in relation to—

- (a) a permit holder who has paid to the Board the sum prescribed by subclause (15) of this clause as though the permit holder was licensed and held a current triennial certificate;
- (b) the sum paid by the permit holder to the Board pursuant to subclause (15) of this clause as though the sum were a contribution by an agent. ;

and

(d) as to clause 23—

(i) by inserting before the word “Part” in line one of paragraph (d) the passage “except as provided in subclause (17) of clause 22 of this Schedule,” ;

and

(ii) by adding after the word “date” in the last line of paragraph (k) the passage “unless renewed in accordance with paragraph (c) of subclause (2) of clause 21 of this Schedule”.
