

Queensland



Introduction Agents Act 2001

INTRODUCTION AGENTS REGULATION 2002

**Reprinted as in force on 12 March 2004
(includes commenced amendments up to 2004 SL No. 13)**

Reprint No. 1B

This reprint is prepared by
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Warning—This reprint is not an authorised copy

Information about this reprint

This regulation is reprinted as at 12 March 2004. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.

Queensland



INTRODUCTION AGENTS REGULATION 2002

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INTRODUCTION AGENTS REGULATION 2002

[as amended by all amendments that commenced on or before 12 March 2004]

1 Short title

This regulation may be cited as the *Introduction Agents Regulation 2002*.

2 Commencement

This regulation commences on 17 February 2003.

3 Refund of fees

(1) Subsection (2) applies if—

- (a) an applicant applies for a licence and—
 - (i) the chief executive refuses to grant the licence; or
 - (ii) the applicant withdraws the application for the licence before the chief executive has granted, or refused to grant, the licence; or
- (b) a licensee applies for a renewal of the licensee's licence and—
 - (i) the chief executive refuses to renew the licence; or
 - (ii) the licensee withdraws the application for the renewal of the licence before the chief executive has granted, or refused to grant, the renewal of the licence; or
- (c) a licensee applies for the replacement of a lost, stolen or destroyed licence and—
 - (i) the chief executive refuses to replace the licence; or
 - (ii) the licensee withdraws the application for the replacement of the licence before the chief executive has replaced, or refused to replace, the licence.

(2) The chief executive may, after deducting a reasonable amount to cover the cost of processing the application, refund a part of the fee paid by the applicant or licensee.

(3) Subsection (4) applies if a licensee surrenders the licensee's licence before the licence expires and complies with section 31(3)¹ of the Act.

(4) The chief executive may refund a part of a fee for an application for the licence or for renewal of the licence.

(5) In deciding whether to refund part of the fee under subsection (4), and any amount to be refunded, the chief executive must have regard to the cost of processing the relevant application and the unexpired term of the licence.

4 Other information to be contained in register of licences—Act, s 33

For section 33(2)(b)² of the Act, the following information is prescribed—

- (a) for a licence held by an individual—
 - (i) the individual's name; and
 - (ii) if the individual carries on the business of an introduction agent under a business name—the business name;
- (b) for a licence held by a group of individuals—
 - (i) the individuals' names; and
 - (ii) if the group of individuals carries on the business of an introduction agent under a business name—the business name;
- (c) for a licence held by a corporation—
 - (i) the corporation's name and Australian company number; and
 - (ii) if the corporation carries on the business of an introduction agent under a business name—the business name;
- (d) for any licence—

1 Section 31 (Surrender of licence) of the Act

2 Section 33 (Register of licences) of the Act

- (i) the name of any associated person of the licensee; and
- (ii) any internet address of the licensee for the business of an introduction agent.

5 Statement to be included in an introduction agreement—Act, s 44(1)(b)(iii)

(1) For section 44(1)(b)(iii)³ of the Act, the following statement is prescribed—

‘A cooling-off period applies to this introduction agreement!’

You, the client, may end this introduction agreement during the cooling-off period.

If you choose to end this introduction agreement, you must indicate to the introduction agent your intention to do so before the end of 3 (three) clear business days after you receive a copy of the introduction agreement signed by you and the introduction agent.

For example, if you receive a copy of the introduction agreement signed by you and the introduction agent at 2 pm on Monday, to end the agreement, you must indicate to the introduction agent your intention to end the agreement by the end of Thursday, assuming that Monday to Thursday are all business days.

You may end this introduction agreement by signing the notice on the last page, detaching it, and giving it to the introduction agent.’.

(2) The statement in subsection (1) must—

- (a) if printed or typewritten, be at least 16 point font size; or
- (b) if handwritten, be in upper case letters at least 4 mm high.

6 Other requirements prescribed for an introduction agreement—Act, s 44(1)(c)

(1) For section 44(1)(c) of the Act, an introduction agreement must include the following form of notice as the last page of the agreement—

3 Section 44 (What must be included in an introduction agreement) of the Act

‘Cancellation of Agreement during cooling-off period

I, _____, [client’s name] of
 _____, [client’s address]
 exercise my rights under section 58 of the *Introduction Agents Act 2001* to
 end this introduction agreement during the cooling-off period. I exercise
 my rights by signing this notice and giving it to you.

Signed: _____

Dated: _____

Information to be provided by introduction agent

_____ [Introduction agent’s name]

_____ [Introduction agent’s address]

_____ [Introduction agent’s facsimile number, if any]

_____ [Introduction agent’s telex number, if any]’.

(2) The form of notice in subsection (1) must—

- (a) if printed or typewritten, be at least 16 point font size; or
- (b) if handwritten, be in upper case letters at least 4mm high.

8 Fees

The fees payable under the Act are stated in the schedule.

SCHEDULE**FEES**

section 8

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- | | | |
|-----------|---|----------|
| 1. | Fee to accompany an application for a licence for a term of— | |
| | • 1 year | 477.00 |
| | • 2 years | 852.00 |
| | • 3 years | 1 288.00 |
| 2. | Fee to accompany an application for renewal of a licence for a term of— | |
| | • 1 year | 477.00 |
| | • 2 years | 852.00 |
| | • 3 years | 1 288.00 |
| 3. | Replacement licence under section 30 of the Act | 47.70 |
| 4. | Certificate certifying as to any matter relating to the contents of the register. | 21.10 |

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 12 March 2004. Future amendments of the Introduction Agents Regulation 2002 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

TABLE OF REPRINTS

Reprint No.	Amendments included	Effective	Notes
1	none	17 February 2003	
1A	to 2003 SL No. 143	1 July 2003	
1B	to 2004 SL No. 13	12 March 2004	

5 List of legislation

Introduction Agents Regulation 2002 SL No. 355

made by the Governor in Council on 12 December 2002

notfd gaz 13 December 2002 pp 1266–9

ss 1–2 commenced on date of notification

remaining provisions commenced 17 February 2003 (see s 2)

exp 1 September 2013 (see SIA s 54)

Note— (1) The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

(2) A regulatory impact statement and explanatory note were prepared

amending legislation—

Tourism, Racing and Fair Trading (Fees) Amendment Regulation (No. 1) 2003 SL No. 143 ss 1–3 sch

notfd gaz 27 June 2003 pp 749–56

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2003 (see s 2)

Introduction Agents Amendment Regulation (No. 1) 2004 SL No. 13

notfd gaz 12 March 2004 pp 966–7

commenced on date of notification

6 List of annotations

Refund of fees

s 3 amd 2004 No. 13 s 3

Statement to be included in an introduction agreement—Act, s 44(1)(b)(iii)

prov hdg amd 2004 No. 13 s 4(1)

s 5 amd 2004 No. 13 s 4(2)

Other requirements prescribed for an introduction agreement—Act, s 44(1)(c)
s 6 amd 2004 No. 13 s 5

Licence to be conspicuously displayed
s 7 om 2004 No. 13 s 6

SCHEDULE—FEES
 amd 2003 SL No. 143 s 3 sch