



Australian Capital Territory

Agents Amendment Regulation 2006 (No 1)

Subordinate Law SL2006-18

The Australian Capital Territory Executive makes the following regulation under the *Agents Act 2003*.

Dated 12 May 2006.

SIMON CORBELL
Minister

JOHN HARGREAVES
Minister



Australian Capital Territory

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made under the

Agents Act 2003

1 Name of regulation

This regulation is the *Agents Amendment Regulation 2006 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This regulation amends the *Agents Regulation 2003*.

4 New section 5A

in part 1, insert

5A Act does not apply to interstate travel agents advertising in ACT—Act, s 6 (1)

- (1) This section applies to a person who—
 - (a) is a licensed travel agent under a corresponding law; and
 - (b) advertises as a travel agent in the ACT; and
 - (c) is not licensed as a travel agent in the ACT.
- (2) The Act does not apply to the person to the extent that the person—
 - (a) advertises in the ACT as a travel agent if each advertisement includes a statement—
 - (i) of the person's name; and
 - (ii) of the licence number of the person's travel agent licence under the corresponding law; and
 - (iii) indicating the State in which the licence is in force; or
 - (b) only provides information to prospective customers in the ACT in relation to the person's business as a travel agent.
- (3) The exemption from the application of the Act under this section does not apply if the person—
 - (a) is physically present in the ACT; or
 - (b) operates through someone else who is physically present in the ACT.

5 Section 6 (4)

substitute

- (4) An individual has the qualifications for a licence as a travel agent if—
- (a) the individual has successfully completed the unit of competency THTSOP20A, accredited under the *Tertiary Accreditation and Registration Act 2003*, chapter 3 (Vocational education and training), as provided or assessed by a registered training organisation; or
 - (b) the individual has had at least 1 year's full-time employment in the previous 5 years—
 - (i) in selling tickets, or arranging rights of passage, for international travel or international travel and accommodation; or
 - (ii) as the person in charge of the day-to-day conduct of a place of business of a travel agent licensed under the Act or a corresponding law that involves selling tickets, or arranging rights of passage, for international travel or international travel and accommodation; or
 - (c) immediately before the repeal of the repealed Act, the individual was eligible for the grant of a travel agent's licence under that Act; or
 - (d) the individual has, either before or after the commencement of this section, successfully completed a travel agent's course that—
 - (i) was, before the commencement of this section, approved by the commissioner for fair trading; and
 - (ii) dealt (completely or partly) with selling tickets for international air travel, or otherwise arranging for international air travel.

- (5) Subsection (4) (d) and this subsection expire 1 year after the day they commence.
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Endnotes

1 Notification

Notified under the Legislation Act on 15 May 2006.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.
