

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1983, No. 9 *

Regulations under the *Pawnbrokers Act*

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory, acting with the advice of the Executive Council, hereby make the following Regulations under the *Pawnbrokers Act*.

Dated this 14th day of March, 1983.

E.E. Johnston
Administrator

By His Honour's Command

P.A.E. Everingham
Chief Minister acting for and on behalf of the
~~Minister for~~
Attorney-General

PAWNBROKERS REGULATIONS

1. CITATION

These Regulations may be cited as the *Pawnbrokers Regulations*.

2. COMMENCEMENT

These Regulations shall come into operation on the date of commencement of the *Pawnbrokers Act 1980*.

3. APPLICATION FOR LICENCE, &c.

(1) An application for a licence or the renewal of a licence under section 7 of the Act shall be in accordance with Form 1.

(2) An application under sub-regulation (1) shall be accompanied by -

(a) a fee of \$100; and

(b) 2 recent photographs of the applicant measuring approximately 40 mm by 50 mm.

* Notified in the *Northern Territory Government Gazette* on 25 March, 1983.

Pawnbrokers Regulations

4. OBJECTION

An objection under section 9 of the Act shall be in accordance with Form 2.

5. NOTICE OF HEARING

A notice of hearing in respect of -

- (a) an objection to an application under section 9(2) of the Act; or
- (b) a request for cancellation of a licence under section 15(1) of the Act,

shall be in accordance with Form 3.

6. LICENCE

A pawnbroker's licence under section 12 of the Act shall be in accordance with Form 4.

7. REQUEST FOR CANCELLATION

A request for cancellation under section 15 of the Act of a licence shall be in accordance with Form 5.

8. REGISTER

A pawnbroker shall maintain a register in the form of a bound book, which shall be kept at all times at the premises where the business of pawnbroking is carried on, and shall be available for inspection in accordance with section 34 of the Act.

9. PARTICULARS OF PAWN TO BE ENTERED IN REGISTER

For the purposes of section 20(a) of the Act, the particulars to be entered in the register by a pawnbroker in respect of a pawn are -

- (a) the name and address of the pawnbroker;
- (b) the name and address of the pawner;
- (c) the date of the pawn;
- (d) details of the pawn including -
 - (i) the amount advanced against the pawn; and
 - (ii) a description of the pawn that is sufficient to identify it;

Pawnbrokers Regulations

(e) where a redemption period exceeding 3 months has been agreed between the pawnbroker and the pawner, the length of the period and the date it expires; and

(f) that the pawn is made in pursuance of the Act.

10. PAWN TICKET

A pawn ticket under section 20(b) of the Act shall be in accordance with Form 6.

11. RATE OF INTEREST

For the purposes of section 22 of the Act, the rate of interest charged on money advanced by a pawnbroker shall not exceed 17%.

12. PARTICULARS OF SALE TO BE ENTERED IN REGISTER

For the purposes of section 33 of the Act, the particulars to be entered in the register in respect of a sale by a pawnbroker are -

- (a) the name and address of the pawnbroker;
- (b) the name and address of the pawner;
- (c) the date of the pawn;
- (d) the date of the expiry of the redemption period;
- (e) the name and address of the purchaser;
- (f) the date of the sale;
- (g) the amount for which the pawn was sold; and
- (h) that the sale is made pursuant to the Act.

13. APPLICATION FOR SUMMONS

An application under section 35(1) of the Act shall be in accordance with Form 7.

14. CHANGE OF ADDRESS

An application for the variation of a licence by a change of address shall be in accordance with Form 8.

15. SIGN TO BE DISPLAYED

For the purposes of section 37 of the Act, the dimensions of a sign shall be 30 cm x 40 cm.

Pawnbrokers Regulations

SCHEDULE

FORM 1

Regulation 3

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

APPLICATION FOR LICENCE/RENEWAL OF LICENCE*

To: Clerk of the Local Court at .

Name of applicant:

Age:

Address:

Occupation:

Name of company:

Address of company:

Name of person authorizing the applicant to make the
application on behalf of the company:

Status in company:

Name in which pawnbroking business is carried on:

.....

Address:

Photograph of applicant:

Fee paid: \$100.

Dated this day of , 19 .

.....
Signature of applicant

* Strike out whichever is inapplicable.

Pawnbrokers Regulations

FORM 2

Regulation 4

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

OBJECTION TO APPLICATION FOR LICENCE/
RENEWAL OF LICENCE*

To: Clerk of the Local Court at .

I,
(name)

being
(state whether Commissioner of Police/member of Police
Force in charge of police station nearest to court where
application made*)

hereby object to the application of
(name of applicant)

.....
(address of applicant)

for a licence/renewal of licence* on the following grounds:

.....
.....
.....
.....

Dated this day of , 19 .

.....
Signature of person objecting

* Strike out whichever is inapplicable.

Pawnbrokers Regulations

FORM 3

Regulation 5

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

NOTICE OF HEARING

To:

TAKE NOTICE that
(*here set out the nature of the hearing*)
will be heard at the Local Court at
(*place*)
on at
(*date*) (time)

Dated this day of , 19 .

.....
Clerk of Court

Pawnbrokers Regulations

FORM 4

Regulation 6

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

LICENCE/RENEWAL OF LICENCE*

Licence No.

Name:

Address:

Name and registered office of company*:
.....

Business name*:

Address of premises where business of pawnbroking is to be
carried on:

Photograph of applicant to be affixed:

Special conditions:
.....
.....
.....

Date of expiry: Subject to section 13 of
the Act - 31 July 19 .

Dated this day of , 19 .

.....
Clerk of Court

* Strike out whichever is inapplicable.

Pawnbrokers Regulations

FORM 5

Regulation 7

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

REQUEST FOR CANCELLATION

To the Clerk of the Local Court at

I,
(name)
the Commissioner of Police, hereby request that you cancel
the licence No. granted to -

Name:

Address:

Name and registered office of company*:

Business name*:

Address of premises where pawnbroking business carried on:

.....

Grounds on which this request is made:

.....

.....

.....

.....

Dated this day of, 19 ..

.....
Commissioner of Police

* Strike out whichever is inapplicable.

Pawnbrokers Regulations

FORM 6

Regulation 9

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

PAWN TICKET

Name of pawnbroker
Name and registered office of Company (if applicable)
.....
Name of pawner:
Address:
Date of transaction:
Amount of advance:
Description of pawn:
.....
Redemption period expires:, 19...

Made in pursuance of the *Pawnbroker's Act*.

Dated this day of , 19 .

.....
Signature of pawnbroker
or person authorized on
his behalf

Address:
.....
.....
.....

Pawnbrokers Regulations

FORM 7

Regulation 13

NORTHERN TERRITORY OF AUSTRALIA

Pawnbrokers Act

APPLICATION FOR SUMMONS

To: The Magistrate, at Local Court.

I,
(name of applicant)

of
(address)

hereby apply for a summons to issue against

.....
(name of pawnbroker)

of
(address)

to produce

.....

.....

(here specify article/s* the subject of the application)

To:
(name of pawnbroker)

of
(address)

This application has been set down for hearing by the
Local Court at on at
(date) (time)

or so soon thereafter as business will permit.

Dated this day of, 19 ..

.....
Applicant

