

TASMANIA

**SECOND-HAND DEALERS AND PAWNBROKERS
REGULATIONS 2026**

STATUTORY RULES 2026, No. 29

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SECOND-HAND DEALERS AND PAWNBROKERS REGULATIONS 2026

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Second-hand Dealers and Pawnbrokers Act 1994*.

Dated 25 May 2026.

B. BAKER
Governor

By Her Excellency's Command,

GUY BARNETT
Minister for Small Business, Trade and Consumer Affairs

1. Short title

These regulations may be cited as the *Second-hand Dealers and Pawnbrokers Regulations 2026*.

2. Commencement

These regulations take effect on 15 June 2026.

3. Interpretation

In these regulations, unless the contrary intention appears –

Act means the *Second-hand Dealers and Pawnbrokers Act 1994*.

4. Forms

In these regulations, a reference to a form by number is a reference to the form so numbered in Schedule 1.

5. Notice of objection

For the purposes of section 4(5) of the Act, the prescribed form for a notice of objection is Form 1.

6. Records of second-hand or pawned goods

For the purposes of section 10(1) of the Act –

- (a) the prescribed amount is \$50; and
- (b) in the case of second-hand goods which are firearms, the prescribed particulars are the particulars required to be contained in a record under section 89 of the *Firearms Act 1996*; and
- (c) in any other case, the prescribed particulars are –

- (i) the full name and current residential address of the person from whom the goods are bought or received; and
- (ii) the identifying number, if any, of the documentary proof of identity of the person from whom the goods are bought or received; and
- (iii) the type of the documentary proof of identity of the person from whom the goods are bought or received; and
- (iv) the date and time of the transaction; and
- (v) a description of each of the goods bought or received by the dealer including, if applicable, the type, size, colour, brand, serial number and any distinguishing feature of the goods; and
- (vi) the value of the consideration provided by the dealer for the goods.

7. Retention of second-hand goods

For the purposes of section 11(3)(b) of the Act –

- (a) the prescribed amount is \$50; and
- (b) in the case of second-hand goods which are firearms, the prescribed particulars

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are the particulars required to be contained in a record under section 89 of the *Firearms Act 1996*; and

- (c) in any other case, the prescribed particulars are –
- (i) the full name and current residential address of the person receiving the goods; and
 - (ii) the identifying number, if any, of the documentary proof of identity of the person receiving the goods; and
 - (iii) the type of the documentary proof of identity of the person receiving the goods; and
 - (iv) the date and time of the transaction.

8. Duties of promoters of second-hand goods markets

For the purposes of section 12(1)(a) of the Act, the prescribed records are –

- (a) the full name and current residential address of each person selling second-hand goods at a second-hand goods market; and
- (b) the identifying number, if any, of the documentary proof of identity of each person selling second-hand goods at a

second-hand goods market and that document; and

- (c) the type of the documentary proof of identity of each person selling second-hand goods at a second-hand goods market; and
- (d) the date on which each person sold goods at the second-hand goods market.

9. Redemption of pledges

For the purposes of section 14(3) of the Act, the prescribed amount is \$300.

10. Sale of forfeited goods

For the purposes of section 14(3)(c) of the Act, the prescribed form for a record of sale is Form 2.

11. Payment of balance of proceeds of sale

For the purposes of section 14(5)(b) of the Act, the prescribed period is 6 months commencing on the day on which the pawned goods were sold under section 14(3) of the Act.

12. Dealings in suspected stolen goods

For the purposes of section 16(2)(a) of the Act, the prescribed form for a notice relating to suspected stolen goods is Form 3.

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SCHEDULE 1 – FORMS

Regulation 4

Form 1

Second-hand Dealers and Pawnbrokers Act 1994

NOTICE OF OBJECTION UNDER SECTION 4(5)

TO: The Clerk of Petty Sessions,

.....

On 20 I received notice of the
intention of to carry
(Name of person)

on business as a *second-hand dealer/*pawnbroker.

I object to *him/*her carrying on that business on the following
ground(s):

1.

.....

2.

.....

.....

Commissioner of Police

..... (Date)

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MEMORANDUM OF SERVICE

I, of

have today served with a
(Name of person or corporation)

Notice of Objection, of which this is a true copy, in the following manner:

* By delivering it to him or her personally at

.....

* By leaving it at

with being
(Name of person)

the for the
(Title of responsible officer)

corporation.

DATED this day of 20 .

.....

Signature of person serving

****Delete as appropriate***

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Form 2

Second-hand Dealers and Pawnbrokers Act 1994

RECORD OF SALE

DATE OF SALE	DESCRIPTION OF GOODS SOLD	AMOUNT OWING UNDER CONTRACT OF PAWN	AMOUNT RECEIVED FROM SALE

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Form 3

Second-hand Dealers and Pawnbrokers Act 1994

NOTICE UNDER SECTION 16

TO:

.....
(name of second-hand dealer or pawnbroker, or person having management or charge of business of second-hand dealer or pawnbroker)

I suspect the following goods of being stolen:

1.
2.
3.
4.

(insert description of goods including, where applicable, the type, size, colour, brand, serial number and any distinguishing feature)

You are prohibited for a period of 21 days after the date of the service of this notice from altering the form of the goods specified in this notice or selling or otherwise disposing of them in any way.

.....
.....
(Name, rank and signature of police officer)

.....
(Date of service of notice)

Warning:

Section 16(4) of the *Second-hand Dealers and Pawnbrokers Act 1994* provides that a person who fails to comply with this notice is guilty of an offence and is liable on summary conviction to a fine not exceeding 20 penalty units.

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 3 June 2026.

These regulations are administered in the Department of Justice.

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations –

- (a) prescribe certain matters in relation to the records to be kept in respect of second-hand or pawned goods and persons selling second-hand goods at a second-hand goods market; and
- (b) prescribe certain matters in relation to the redemption of goods taken in pawn; and
- (c) prescribe certain forms for the purposes of the *Second-hand Dealers and Pawnbrokers Act 1994*; and
- (d) are made consequentially on the repeal of the *Second-hand Dealers and Pawnbrokers Regulations 2016* under section 11 of the *Subordinate Legislation Act 1992*.