WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

AMENDMENTS AND SCHEDULES

Supplementary Notice Paper No. 110
Issue No. 1

TUESDAY, 10 SEPTEMBER 2019

TICKET SCALPING BILL 2018 [110-1]

When in committee on the *Ticket Scalping Bill 2018*:

Clause 2

Committee Recommendation 1: To move —

1/2 Page 2, line 6 — To insert after "Part 1" —

and section 16

Clause 3

Committee Recommendation 3: To move —

2/3 Page 3, line 11 — To delete "declared" and insert —

prescribed

Committee Recommendation 2: To move —

3/3 Page 3, after line 30 — To insert —

> ***ticket scalping*** means to sell a ticket for admission to an event for an amount which exceeds the original ticket price by more than 10%.

Clause 10

Committee Recommendation 4: To move —

4/10 Page 6, after line 32 — To insert —

(3) The defence provided for in subsection (2) is in addition to and does not affect the operation of *The Criminal Code* Chapter V.

Note for this subsection:

Section 13(1)(c) does not apply certain defences in the *Fair Trading Act 2010* Part 7.

Clause 13

Committee Recommendation 6: To move —

5/13 Page 10, after line 3 — To insert —

Notes for this section:

1. Subsection (1) incorporates into this Act certain provisions of the *Fair Trading Act 2010* that provide for or in relation to —
   (a) powers of the Commissioner;
   (b) investigation and enforcement;
   (c) criminal and civil proceedings;
   (d) miscellaneous matters.
2. Subsection (2) makes certain modifications to those provisions in their application as part of this Act.

Clause 16

Committee Recommendation 7: To move —

6/16 Page 10, line 26 to page 11, line 3 — To delete the lines and insert —

16. Review of Act

(1) An appropriate Standing Committee of the Legislative Council must review the operation and effectiveness of this Act, and prepare a report based on the review, as soon as practicable after the 3rd anniversary of the day on which section 6 comes into operation.

(2) The review must address whether sections 6, 8 and 11 have been effective in reducing the practice of ticket scalping.

(3) The Standing Committee must cause the report to be laid before the Legislative Council as soon as practicable after it is prepared, but not later than 12 months after the 3rd anniversary.