



Queensland

Consumer Credit (Firefighter's Benefit Fund) Amendment Regulation (No. 1) 2005

Subordinate Legislation 2005 No. 77

made under the

Consumer Credit (Queensland) Act 1994

Contents

		Page
1	Short title	2
2	Regulation amended	2
3	Insertion of new s 5A	2
	5A Continued application of pt 11 of the Code and interpretation	2
4	Amendment of s 6C (Partnership loans—exemption from certain provisions of Code).....	2
5	Insertion of new s 6I	3
	6I Firefighter's Benefit Fund of WA Incorporated	3

1 Short title

This regulation may be cited as the *Consumer Credit (Firefighter's Benefit Fund) Amendment Regulation (No. 1) 2005*.

2 Regulation amended

This regulation amends the *Consumer Credit Regulation 1995*.

3 Insertion of new s 5A

Part 2, before section 5—

insert—

'5A Continued application of pt 11 of the Code and interpretation

- '(1) This section applies despite a statement in a provision of this part that—
- (a) the Code does not apply to a particular matter; or
 - (b) the Code, other than a particular provision or provisions (*prescribed provision or provisions*), does not apply to a particular matter.
- '(2) The Code applies in relation to the particular matter and the prescribed provision or provisions to the extent necessary for the interpretation of the particular matter and the prescribed provision or provisions.
- '(3) Part 11 of the Code applies in relation to the particular matter and the prescribed provision or provisions to the extent the context permits.'

4 Amendment of s 6C (Partnership loans—exemption from certain provisions of Code)

Section 6C(1), ' , part 7, part 11 and schedules 1 and 2'—

omit, insert—

'and part 7'.

5 Insertion of new s 6I

After section 6H—

insert—

'6I Firefighter's Benefit Fund of WA Incorporated

'The Code, other than part 2, division 3, part 4, division 3 and part 5, divisions 1 and 2, does not apply to the provision of credit to a person by the Firefighter's Benefit Fund of WA Incorporated (the *fund*) if—

- (a) the person is a member of the fund; and
- (b) the application form by which the person applies for the credit states an annual percentage rate for the credit; and
- (c) the credit contract under which the credit is provided—
 - (i) fixes, for the whole term of the contract, an annual percentage rate that is the same as the rate stated in the application form; and
 - (ii) does not provide for varying the rate.'

ENDNOTES

- 1 Made by the Governor in Council on 28 April 2005.
- 2 Notified in the gazette on 29 April 2005.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Office of Fair Trading.