



Tourism Services Act 2003

Tourism Services Regulation 2003

Current as at 1 July 2014

Information about this reprint

This reprint shows the legislation current as at the date on the cover and is authorised by the Parliamentary Counsel.

A new reprint of the legislation will be prepared by the Office of the Queensland Parliamentary Counsel when any change to the legislation takes effect. This change may be because a provision of the original legislation, or an amendment to it, commences or because a particular provision of the legislation expires or is repealed.

When a new reprint is prepared, this reprint will become a historical reprint. Also, if it is necessary to replace this reprint before a new reprint is prepared, for example, to include amendments with a retrospective commencement, an appropriate note would be included on the cover of the replacement reprint and on the copy of this reprint at www.legislation.qld.gov.au.

The endnotes to this reprint contain detailed information about the legislation and reprint. For example—

- The table of reprints endnote lists any previous reprints and, for this reprint, gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it.
- The list of legislation endnote gives historical information about the original legislation and the legislation which amended it. It also gives details of uncommenced amendments to this legislation. For information about possible amendments to the legislation by Bills introduced in Parliament, see the Queensland Legislation Current Annotations at www.legislation.qld.gov.au/Leg_Info/information.htm.
- The list of annotations endnote gives historical information at section level.

All Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints are not continued.



Queensland

Tourism Services Regulation 2003

Contents

| | | Page |
|---------------------|--|----------|
| 1 | Short title | 3 |
| 2 | Commencement | 3 |
| 3 | Fees | 3 |
| 4 | Keeping records and other documents | 3 |
| 5 | Change in circumstances for which notice must be given | 4 |
| Schedule | Fees | 5 |
| Endnotes | | |
| 1 | Index to endnotes | 6 |
| 2 | Key | 6 |
| 3 | Table of reprints | 6 |
| 4 | List of legislation | 7 |
| 5 | List of annotations | 9 |

Tourism Services Regulation 2003

[as amended by all amendments that commenced on or before 1 July 2014]

1 Short title

This regulation may be cited as the *Tourism Services Regulation 2003*.

2 Commencement

This regulation commences on 1 December 2003.

3 Fees

The fees payable under the Act are stated in the schedule.

4 Keeping records and other documents

- (1) This section applies to a person who is, or has been, an inbound tour operator.
- (2) The person must keep the person's accounting records for a financial year for at least 7 years after the end of the financial year.

Maximum penalty—20 penalty units.

- (3) The person must, for each travel package arranged by the person that includes visiting a place, or travelling, in Queensland, keep a copy of the following until the retention day for the travel package—

- (a) all itineraries and quotations used by the person for the travel package;
- (b) all documents used by the person to promote the travel package.

Maximum penalty—20 penalty units.

(4) In this section—

accounting records, of a person, means the financial records kept by the person for carrying on the business of an inbound tour operator.

retention day, for a travel package, means the day that is 2 years after the later of the following days—

- (a) the last day a tourist arrives in Queensland under the travel package;
- (b) the day the person ceases to use, or materially changes, the travel package.

5 Change in circumstances for which notice must be given

For section 33 of the Act, a change in any of the following circumstances for a registrant is prescribed—

- (a) the registrant's name;
- (b) the name under which the registrant carries on business;
- (c) the registrant's residential address, business address or postal address;
- (d) the registrant's phone number, fax number, mobile phone number or email address;
- (e) any change that would make the registrant no longer a suitable person to hold registration under section 13 or section 14 of the Act;
- (f) for a corporation, the composition of the executive officers of the corporation;
- (g) for a partnership, the composition of the partners in the partnership.

Schedule Fees

section 3

| | | \$ |
|---|--|--------|
| 1 | Application fee for registration under section 20 of the Act | 65.20 |
| 2 | Registration issue fee under section 20 of the Act—for each year | 658.80 |
| 3 | Registration renewal fee under section 22 of the Act—for each year | 658.80 |
| 4 | Application fee for changing a condition of registration under section 18 of the Act | 42.85 |
| 5 | Application for replacement of registration certificate under section 27 of the Act | 20.90 |
| 6 | Inspection of a register kept under section 28 or 72 of the Act | 13.95 |
| 7 | Obtaining copy of entry in a register kept under section 28 or 72 of the Act | 13.95 |

Endnotes

1 Index to endnotes

| | | Page |
|---|---------------------------|------|
| 2 | Key | 6 |
| 3 | Table of reprints | 6 |
| 4 | List of legislation | 7 |
| 5 | List of annotations | 9 |

2 Key

Key to abbreviations in list of legislation and annotations

| Key | Explanation | Key | Explanation |
|--------|--------------------------------|---------|---|
| AIA | = Acts Interpretation Act 1954 | (prev) | = previously |
| amd | = amended | proc | = proclamation |
| amdt | = amendment | prov | = provision |
| ch | = chapter | pt | = part |
| def | = definition | pubd | = published |
| div | = division | R[X] | = Reprint No. [X] |
| exp | = expires/expired | RA | = Reprints Act 1992 |
| gaz | = gazette | reloc | = relocated |
| hdg | = heading | renum | = renumbered |
| ins | = inserted | rep | = repealed |
| lap | = lapsed | (retro) | = retrospectively |
| notfd | = notified | rv | = revised version |
| num | = numbered | s | = section |
| o in c | = order in council | sch | = schedule |
| om | = omitted | sdiv | = subdivision |
| orig | = original | SIA | = Statutory Instruments Act 1992 |
| p | = page | SIR | = Statutory Instruments Regulation 2012 |
| para | = paragraph | SL | = subordinate legislation |
| prec | = preceding | sub | = substituted |
| pres | = present | unnum | = unnumbered |
| prev | = previous | | |

3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory

requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

| Reprint No. | Amendments included | Effective | Notes |
|-------------|---------------------|------------------|-----------------------|
| 1 | none | 1 December 2003 | |
| 1A | 2004 SL No. 103 | 1 July 2004 | |
| 1B | 2005 SL No. 135 | 1 July 2005 | |
| 1C | 2006 SL No. 162 | 1 July 2006 | |
| 1D | 2007 SL No. 149 | 1 July 2007 | |
| 1E | 2008 SL No. 266 | 1 September 2008 | |
| 1F | 2008 SL No. 355 | 24 October 2008 | R1F withdrawn, see R2 |
| 2 | — | 24 October 2008 | |
| 2A | 2009 SL No. 120 | 1 July 2009 | |
| 2B | 2010 SL No. 128 | 1 July 2010 | |
| 2C | 2011 SL No. 115 | 1 July 2011 | |
| 2D | 2012 SL No. 102 | 13 July 2012 | |

| Current as at | Amendments included | Notes |
|---------------|---------------------|-------|
| 1 July 2013 | 2013 SL No. 122 | |
| 1 July 2014 | 2014 SL No. 128 | |

4 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

Tourism Services Regulation 2003 SL No. 282

made by the Governor in Council on 13 November 2003

notfd gaz 14 November 2003 pp 871–2

ss 1–2 commenced on date of notification

remaining provisions commenced 1 December 2003 (see s 2)

exp 1 September 2014 (see SIA s 54)

Notes—(1) The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

(2) An explanatory note was prepared.

amending legislation—

Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2004 SL No. 103

notfd gaz 25 June 2004 pp 573–81

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2004 (see s 2)

Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2005 SL No. 135

notfd gaz 24 June 2005 pp 639–45

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2005 (see s 2)

Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2006 SL No. 162

notfd gaz 30 June 2006 pp 1060–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2006 (see s 2)

Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2007 SL No. 149 ss 1, 2(2), 3 sch

notfd gaz 29 June 2007 pp 1157–65

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2007 (see s 2(2))

Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2008 SL No. 266

notfd gaz 22 August 2008 pp 2651–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2008 (see s 2)

Tourism Services Amendment Regulation (No. 1) 2008 SL No. 355

notfd gaz 24 October 2008 pp 1086–9

commenced on date of notification

Fair Trading (Fees) Amendment Regulation (No. 1) 2009 SL No. 120

notfd gaz 26 June 2009 pp 831–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2009 (see s 2)

Fair Trading and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 128 pts 1, 27

notfd gaz 18 June 2010 pp 529–35

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2010 (see s 2)

Justice (Fees) Amendment Regulation (No. 1) 2011 SL No. 115

notfd gaz 1 July 2011 pp 589–96

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2011 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2012 SL No. 102

notfd gaz 13 July 2012 pp 820–25

ss 1–2 commenced on date of notification

remaining provisions commenced 13 July 2012 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2013 SL No. 122

notfd gaz 28 June 2013 pp 739–47

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2013 immediately after the Uniform Civil Procedure and Another Rule Amendment Rule (No. 1) 2013 (see s 2)

Justice Legislation (Fees) Amendment and Repeal Regulation (No. 1) 2014 SL No. 128 ss 1–2(1), 3 sch

notfd <www.legislation.qld.gov.au> 27 June 2014

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2014 (see s 2(1))

5 List of annotations

Change in circumstances for which notice must be given

s 5 ins 2008 SL No. 355 s 3

SCHEDULE—FEES

sub 2004 SL No. 103 s 3 sch; 2005 SL No. 135 s 3 sch; 2006 SL No. 162 s 3 sch; 2007 SL No. 149 s 3 sch; 2008 SL No. 266 s 3 sch; 2009 SL No. 120 s 3 sch; 2010 SL No. 128 s 61; 2011 SL No. 115 s 3 sch; 2012 SL No. 102 s 3 sch; 2013 SL No. 122 s 3 sch; 2014 SL No. 128 s 3 sch

© State of Queensland 2014

Authorised by the Parliamentary Counsel