



Queensland

*Tourism Services Act 2003*

# **Tourism Services Regulation 2003**

**Current as at 1 July 2022**

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# Tourism Services Regulation 2003

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# Tourism Services Regulation 2003

## 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 schedule 1.

### 3A Rounding of amounts expressed as numbers of fee units

- (1) This section applies for working out the amount of a fee expressed in this regulation as a number of fee units.
- (2) For the purpose of the *Acts Interpretation Act 1954*, section 48C(3), the amount is to be rounded—
  - (a) if the result is not more than \$100—to the nearest multiple of 5 cents (rounding one-half upwards); or
  - (b) if the result is more than \$100 but not more than \$1,000—to the nearest multiple of 10 cents (rounding one-half upwards); or
  - (c) if the result is more than \$1,000 but not more than \$5,000—to the nearest dollar (rounding one-half upwards).

*Example—*

If a fee were 35 fee units and the value of a fee unit were \$1.015, the number of dollars obtained by multiplying 35 by \$1.015 would be \$35.525. Because \$35.525 is halfway between \$35.50 and \$35.55, it is rounded upwards, so the amount of the fee would be \$35.55.

**3C Fee exemption or reduction for applications for renewal of registration expiring between 1 February 2021 and 30 June 2022**

- (1) This section applies in relation to an application for renewal of a registrant's registration made under section 22 of the Act if the registration expires during the period—
  - (a) starting on 1 February 2021; and
  - (b) ending on 30 June 2022.
- (2) Despite section 3 and schedule 1, item 3, the registration renewal fee payable for the application is—
  - (a) if the application is for registration for a term of 1 year—nil; and
  - (b) if the application is for registration for a term of 3 years—
    - (i) for an application made before 1 July 2021—\$1,574; or
    - (ii) for an application made on or after 1 July 2021—\$1,600.80.
- (3) This section expires on 31 July 2022.

**3D Commissioner must refund all or part of particular registration renewal fees**

- (1) This section applies if a person pays a registration renewal fee for an application in relation to which section 3C applies.
- (2) If the application is for registration for a term of 1 year, the commissioner must refund the registration renewal fee to the person.
- (3) If the application is for registration for a term of 3 years, the commissioner must refund to the person the amount that is the difference between the registration renewal fee paid by the person and the registration renewal fee payable under section 3C(2)(b) for the application.
- (4) This section expires on 31 July 2022.

#### 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.

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## Schedule 1      Fees

### section 3

	<b>Fee units</b>
1    Application fee for registration (Act, s 20(2)(c)(i))	79.30
2    Registration issue fee (Act, s 20(2)(c)(ii))—for each year	800.40
3    Registration renewal fee (Act, s 22(2)(c)(i))—for each year	800.40
4    Application fee for changing a condition of registration (Act, s 18(2))	52.00
5    Application for replacement of a registration certificate (Act, s 27(2))	25.45
6    Inspecting a register kept under section 28 or 72 of the Act (Act, ss 28(4) and 72(4))	16.95
7    Obtaining a copy of an entry in a register kept under section 28 or 72 of the Act (Act, ss 28(4) and 72(4))	16.95