

# **Tattoo Industry (Fees) Amendment Regulation 2017**

Explanatory notes for SL 2017 No. 34  
made under the  
*Tattoo Industry Act 2013*

## **General Outline**

### **Short title**

*Tattoo Industry (Fees) Amendment Regulation 2017*

### **Authorising law**

Section 70 of the *Tattoo Industry Act 2013*.

### **Policy objectives and the reasons for them**

The main policy objective of the *Tattoo Industry (Fees) Amendment Regulation 2017* (the Amendment Regulation) is to adjust prescribed body-art tattoo industry licensing fees as a consequence of amendments to the *Tattoo Parlours Act 2013* contained in the *Serious and Organised Crime Legislation Amendment Act 2016* (the Amendment Act). Among other changes, the Amendment Act changed the short title of the *Tattoo Parlours Act 2013* to the *Tattoo Industry Act 2013* (the Tattoo Industry Act).

The policy objectives of the Amendment Act include adopting a more traditional and transparent approach to occupational licensing of the body-art tattooing industry in Queensland, and improving the administration and operation of the body-art tattoo licensing legislation.

The Amendment Act makes substantial changes to the assessment and determination of tattoo industry licence applications. As a result, adjustments to licence fees are required to be made to better reflect the changes to the licensing process.

In addition, the Amendment Act contains provisions to allow for the renewal of tattoo industry licences. As a result, it is necessary to prescribe application fees in relation to this previously unavailable service.

The Amendment Regulation also makes provision for the chief executive to provide a partial refund of fees to an applicant for a licence (or an applicant for renewal of a licence), in the event that the application is refused by the chief executive, or withdrawn by the applicant before the licence is granted or renewed.

## **Achievement of policy objectives**

The main policy objective will be achieved by prescribing new fees for applications for an operator licence and applications for a tattooist licence under the Tattoo Industry Act. The main objective will also be achieved by prescribing fees for the renewal of operator licences and tattooist licences under the Tattoo Industry Act.

In the interests of transparency, the Amendment Regulation also separately identifies the fee payable by applicants in relation to the taking of their fingerprints, which is part of the identification and probity testing requirements of the Tattoo Industry Act.

In addition, the Amendment Regulation includes provision for the chief executive to issue partial refunds of fees to applicants in certain circumstances.

## **Consistency with policy objectives of authorising law**

The Amendment Regulation is consistent with the objectives of the Act.

## **Inconsistency with policy objectives of other legislation**

The Amendment Regulation is not inconsistent with the policy objectives of other legislation.

## **Benefits and costs of implementation**

The adjustments to prescribed fees for body-art tattoo licensing contained in the Amendment Regulation are expected to reduce initial and ongoing licensing costs for existing and prospective licensees under the Tattoo Industry Act.

## **Consistency with fundamental legislative principles**

The Amendment Regulation is consistent with fundamental legislative principles.

## **Consultation**

The Amendment Act drew on the recommendations of three reviews commissioned by the Government into organised crime, including the Taskforce on Organised Crime Legislation (the Taskforce). Body-art tattoo industry stakeholders participated in consultation undertaken by the Taskforce and made a number of recommendations for improving the *Tattoo Parlours Act 2013*, including a recommendation that the Act be amended to allow for the renewal of licences.

While stakeholders have not been specifically consulted on the changes to prescribed fees contained in the Amendment Regulation, it is expected that industry stakeholders will support the reduction in initial and ongoing licensing costs for body-art tattooists and operators.