

LEGISLATIVE COUNCIL

CONSUMER LEGISLATION AMENDMENT BILL 2026

(Amendments to be proposed in Committee by MELINA BATH)

1. Clause 162, after line 28 insert—

"29EA Decision to review licence—specified Tribunal order

- (1) The Authority may review a licence after a specified Tribunal order is made in relation to the licensee.
- (2) In deciding whether to review a licence under subsection (1), the Authority must consider—
 - (a) the amount the licensee has been ordered to pay under the specified Tribunal order; and
 - (b) whether the licensee has made, or will make, prompt payment of the amount ordered to be paid under the specified Tribunal order; and
 - (c) the conduct of the licensee in relation to which the specified Tribunal order was made; and
 - (d) the reasons for the licensee's conduct; and
 - (e) the risk posed to consumers by the licensee's conduct; and
 - (f) whether the licensee has previously been subject to a specified Tribunal order.
- (3) Despite subsection (2), the Authority must review a licence under subsection (1) if—
 - (a) the conduct of the licensee in relation to which the specified Tribunal order was made was—
 - (i) fraudulent; or
 - (ii) dishonest; or
 - (iii) a deliberate contravention of this Act or any other law; or
 - (b) the licensee has been subject to 3 or more specified Tribunal orders within the preceding 5 years.
- (4) If the Authority intends to review under subsection (1), the Authority must give written notice of its intention to do so to the licensee as soon as practicable after deciding to review the licence.
- (5) A notice under subsection (4) must set out—
 - (a) the reasons for the Authority's decision to review the licence; and
 - (b) the licensee's right to seek review of the decision."

2. Clause 162, lines 31 to 33, omit all words and expressions on these lines.
3. Clause 163, line 5, before "29J" insert "29EA,".