



# Secondhand Dealers and Pawnbrokers Amendment Act 2013

Public Act 2013 No 146  
Date of assent 17 December 2013  
Commencement see section 2

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### The Parliament of New Zealand enacts as follows:

- 1 Title**  
This Act is the Secondhand Dealers and Pawnbrokers Amendment Act 2013.
- 2 Commencement**  
This Act comes into force on the day after the date on which it receives the Royal assent.

**3 Principal Act amended**

This Act amends the Secondhand Dealers and Pawnbrokers Act 2004.

**4 Interpretation**

Paragraph (a) of the definition of **secondhand dealer** in section 4 is repealed and the following paragraph substituted:

“(a) who buys (other than for personal use or enjoyment or as a gift), sells, exchanges, or otherwise deals in secondhand articles or scrap metal; and”.

**5 Secondhand dealers engaged in business to be licensed**

Section 6 is amended by repealing subsection (3) and substituting the following subsection:

“(3) For the purposes of this Act, a person is presumed (in the absence of evidence to the contrary) to be engaged in business as a secondhand dealer if the person—

“(a) on 6 or more different days within a 12-month period—

“(i) buys secondhand articles or scrap metal for purposes other than personal use or enjoyment or as a gift; or

“(ii) sells or exchanges secondhand articles or scrap metal that was acquired by the person for purposes other than personal use or enjoyment or as a gift; or

“(b) within a 12-month period, obtains revenue of more than \$2,000 from the sale of secondhand articles or scrap metal that was acquired by the person for purposes other than personal use or enjoyment or as a gift.”

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**Legislative history**

3 December 2013	Divided from Consumer Law Reform Bill (Bill 287–2) by committee of the whole House as Bill 287–3D
10 December 2013	Third reading
17 December 2013	Royal assent

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This Act is administered by the Ministry of Business, Innovation, and Employment.

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