

TRINIDAD AND TOBAGO.

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November, 1933.]

No. 26—1933.

I ASSENT,

[L.S.]

A. C. HOLLIS,  
*Governor.*

29th November, 1933.

AN ORDINANCE to repeal the Rural Hucksters Ordinance,  
Cap. 270 and to substitute other provisions in lieu  
thereof.

BE it enacted by the Governor of Trinidad and Tobago  
with the advice and consent of the Legislative Council  
thereof as follows :—

1. This Ordinance may be cited as the Rural Pedlars' Short title.  
Ordinance, 1933, and shall commence on the 1st day of Commence-  
January, 1934. ment.

2. In this Ordinance —

Definitions.

“ Pedlar ” means any person who travels from place  
to place or from house to house selling or  
offering or exposing for sale any goods, wares  
or merchandise other than those specified in  
section 4 of this Ordinance.

“ Sell ” or “ Buy ” includes barter or exchange and  
offering or exposing for sale.

[Price 3d.]

Pedlars to be licensed.

3. No person shall, after the commencement of this Ordinance, carry on the business of a Pedlar unless he holds a licence (in this Ordinance referred to as a Pedlar's Licence) for the time being in force authorising him so to do.

Articles which may be sold without licence.

4. Nothing in this Ordinance contained shall extend to prohibit any person from selling, any fresh fish, milk, fruit, vegetables, ground provisions, meat, game, poultry, eggs, bread, confectionery, ice cream, mineral waters or any goods wares or merchandise the growth or produce of or manufactured from the produce of the Colony, or any books, pamphlets or other literature issued or published by any religious or educational organization approved by the Governor.

Appointment of Licensing Authorities.

5. The Governor may, by notice in the *Royal Gazette*, appoint one or more Licensing Authorities for any area specified in such notice, for the purpose of issuing Pedlars' licences.

Application for and issue of licence.

6. A Licensing Authority shall, upon the application of any person, accompanied by a certificate under the hand of the Inspector-General that the applicant is a fit and proper person to be so licensed and upon payment of the prescribed fee, issue a Pedlar's licence in the prescribed form.

Powers of Inspector-General to refuse certificate.

7. The Inspector-General shall have power to refuse the granting of a certificate on any of the following grounds :—

- (a) that the applicant has been convicted three times within the three years preceding his application of contravening any provision of this Ordinance or of any regulation thereunder ;
- (b) that the applicant has been convicted within the five years preceding his application, of any form of larceny or the receiving of stolen goods or any other offence involving dishonesty ;
- (c) that the applicant is known to be an associate of thieves and receivers of stolen goods ;
- (d) that satisfactory evidence has not been produced of the good character of the applicant.

8. A person to whom a Pedlar's licence has been issued shall not lend, transfer or assign the same to any other person and no person shall borrow or make use of a Pedlar's licence issued to any other person.

Pedlar's licence not transferable or assignable.

9. It shall be lawful for any member of the Constabulary Force to demand from any person travelling as or carrying on the trade of a Pedlar the production of his licence, and unless such person shall on such demand produce a licence still in force, it shall be lawful for the person demanding the same to take the Pedlar with his goods to the nearest Magistrate who shall have jurisdiction to try the offender for carrying on the trade of a Pedlar without the licence required by law, although no act of trading may prove to have been done within the district of such Magistrate.

Power to take unlicensed Pedlar and his goods before Magistrate, &c.

10. (1) The Governor in Executive Council may make regulations :

Regulations.

- (a) prohibiting the carrying on of the trade of a Pedlar within any specified area or place ;
- (b) specifying the hours during which or the days on which the carrying on of the trade of a Pedlar shall be prohibited ;
- (c) adding to or varying the list of articles specified in section 4 of this Ordinance ;
- (d) prescribing the form of Pedlar's licence, the duration thereof and the fees to be paid therefor ;
- (e) prescribing means whether by the recording of finger impressions or otherwise for the identification of licence holders ; and

generally imposing any other conditions to be observed by a Pedlar in carrying on his business which in the interests or protection of trade generally should be so imposed.

(2) Regulations made under this section shall not have any force or effect until they have been approved by the Legislative Council and, when so approved by resolution, shall be published in the *Royal Gazette* and as from the date of publication or from the date specified therein such regulations shall have the same force and effect as if they were contained in and formed part of this Ordinance. Provided that, until varied or revoked by any such regulations, the regulations contained in the Schedule to this Ordinance shall be in force.

- Penalties.**     **11.** Any person who by any act or omission contravenes or fail to comply with any provision of this Ordinance or of any regulations or of any condition of any licence shall be liable on summary conviction before a Magistrate to a penalty not exceeding £10 or in default of payment of such penalty to imprisonment with or without hard labour for a period not exceeding three months.
- Application.**   **12.** This Ordinance shall not apply to the City of Port-of-Spain or the Boroughs of San Fernando and Arima.
- Repeal.**         **13.** The Rural Hucksters Ordinance, Cap. 270, is hereby repealed.

Passed in Council this seventeenth day of November, in the year of Our Lord one thousand nine hundred and thirty-three.

J. O'CONNOR,  
*Clerk of the Council.*

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**SCHEDULE.**

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1. These regulations may be cited as the Rural Pedlars' Regulations, 1933.
2. The form of Pedlar's Licence shall be as set forth in the 1st Part of the Schedule to these regulations.
3. A Pedlar's Licence shall expire on the 31st day of December, following the date of issue. The fees payable in respect of Pedlars' Licences shall be as set forth in the 2nd Part of the Schedule to these regulations. Provided that in respect of any licence issued subsequent to the 30th day of June in any year half the amount of such fees only shall be payable.
4. A Pedlar's Licence shall have affixed thereto a photograph of the person to whom the licence is issued, which photograph shall be supplied by the applicant for the licence.

5. No Pedlar shall carry on his business on Sunday or any Public Holiday.

6. No Pedlar shall carry on his trade within any area in which a Shop Hours Order is in force under the Shop Hours Ordinance, Cap. 191, during the hours prescribed in such Order for the closing of shops in such area.

7. Every Pedlar using any vehicle for the transport of his goods in the course of his business shall cause to be exhibited in a conspicuous manner his name and the words "Licensed Pedlar" and the number of his licence.

1st Part.

TRINIDAD AND TOBAGO.

The Rural Pedlars' Ordinance, 1933.

No. of

This is to certify that A. B. of ..... has been this day duly licensed to carry on the business of a Pedlar, and to use..... (Specify kind of and No. of vehicles or animals.) subject to the provisions of the Rural Pedlars' Ordinance, 1933, and the Regulations made thereunder.

This Licence is not transferable and expires on the 31st day of December next.

Dated this day of 193

Licensing Authority. County

Fee paid £.....

NOTE :—Half the amount of the prescribed fee is payable if the licence is issued subsequent to the 30th day of June in any year.

2nd Part.

Fees.

Table with 3 columns: Description, £, s. d.
For every person licensed as a Pedlar, the sum of .. 1 0 0
and in addition
Where the Pedlar uses a pack animal for the transport of goods .. 10 0
Where the Pedlar uses a vehicle, other than a motor vehicle for the transport of goods .. 1 10 0
Where the Pedlar uses a motor vehicle for the transport of goods .. 4 0 0