

**LICENSING OF DEALERS (PRECIOUS METALS
AND STONES) ACT**

CHAPTER 84:06

Act
11 of 1945
Amended by
3 of 1994
6 of 2014

Current Authorised Pages
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LAWS OF TRINIDAD AND TOBAGO

MINISTRY OF THE ATTORNEY GENERAL AND LEGAL AFFAIRS

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Licensing of Dealers

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Chap. 84:06

(Precious Metals and Stones)

Note on Subsidiary Legislation

This Chapter contains no subsidiary legislation.

Note on Adaptation

Certain fees in this Chapter were increased by the Commission under paragraph 4 of the Second Schedule to the Law Revision Act (Ch. 3:03). Where this occurs, a marginal reference in the form normally indicating an amendment is made to LN 51/1980 (the Legal Notice by which the President's approval was signified).

UNOFFICIAL VERSION

UPDATED TO DECEMBER 31ST 2015

CHAPTER 84:06

**LICENSING OF DEALERS (PRECIOUS METALS
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ARRANGEMENT OF SECTIONS

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CHAPTER 84:06

**LICENSING OF DEALERS (PRECIOUS METALS
AND STONES) ACT**

1950 Ed.
Ch. 30, No. 14.
11 of 1945.

**An Act relating to the Licensing of Dealers and Sale of
Precious Metals and Stones.**

Commencement.

[15TH JUNE 1945]

Short title.

1. This Act may be cited as the Licensing of Dealers (Precious Metals and Stones) Act.

Interpretation.
[6 of 2014].

Ch. 84:10.

2. In this Act—
“licensing committee” means a licensing committee established under the Liquor Licences Act;
“precious metals” include bullion, platinum, gold and silver coins, and jewellery made from same;
“stones” include diamonds, rubies and precious and semi-precious stones.

Dealers to be licensed.

3. No person shall carry on the business of a dealer in precious metals and stones unless he has previously taken out a licence under this Act.

Licences.
[51/1980
3 of 1994
6 of 2014].

4. (1) Licences under this Act shall be granted by and at the discretion of the licensing committee of the district in which the premises to be licensed are situated.

(2) No such licence shall be granted without the previous report of the Police Officer in charge of the division in which the premises to be licensed are situated, and before the expiration of twenty-one days at least after application in writing has been made to the licensing committee.

First Schedule.

(3) Such licences shall be in the Form in the First Schedule, and shall be annual licences terminating on the 31st December of the year for which they are granted. A fee of two hundred dollars shall be paid to the licensing committee for each such licence.

4A. (1) Where an objection to the grant of a licence is made, a licensing committee shall meet with the applicant and the objector to assist them in reaching a mutually acceptable resolution.

Dispute
resolution.
[6 of 2014].

(2) Where the parties fail to agree to a resolution, the matter shall be heard by a Magistrate assigned for duty in the magisterial district.

4B. (1) A person aggrieved by a refusal of a licensing committee to grant a licence may apply in writing to a Magistrate for a review of the decision.

Appeals from
decisions of
licensing
committee.
[6 of 2014].

(2) A person aggrieved by an order of a Magistrate under subsection (1) or section 4A(2) may appeal from the decision to the Court of Appeal.

5. Over one of the principal entrances to the premises licensed under this Act there shall be placed a board on which shall be printed, in legible letters of at least two inches in length, the name in full of the person holding the licence and the words “Licensed dealer in precious metals and stones.”

Signboard.

6. (1) Every person licensed under this Act shall keep his books in the Forms in the Second and Third Schedules, and he shall legibly enter in ink in the appropriate book, the date and hour of the day when any precious metals or stones are purchased, received or sold, the name in full, and the residence and occupation of the person from whom any such metals or stones are purchased, or received, and to whom any such metals or stones are sold, and in the case of an agent, the name and address of the principal, the quantity purchased, received or sold, and the price paid or received for the same. Every such entry shall be made at the time of the sale, purchase, or dealing, and shall be signed by the vendor or his agent and the licensee or his agent.

Dealers to keep
books—
Second
Schedule,
Third Schedule.

(2) No such person shall purchase or receive any such precious metals or stones except between the hours of seven o'clock in the morning and six o'clock in the evening.

Times for
dealing.

(3) No such person shall purchase or receive any precious metals or stones from any person apparently under the age of sixteen years.

Persons under
16 years.

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Persons under
16 years.

(4) No such person shall employ any servant or apprentice or other person under the age of sixteen years to purchase or receive such precious metals or stones.

Power of entry
and inspection.

7. Any constable at any time when the licensed premises are open for business may inspect any such book as mentioned above and all precious metals and stones in the premises of any licensee under this Act; and the licensee, or his representative, or the person in charge of the premises, or the person in whose custody or charge the book, precious metals or stones may be, or the person who has made any entry in the book with respect to which any such constable may desire to ask any questions, shall permit the constable to inspect the book, precious metals and stones, and shall answer all such questions as shall be asked by the constable with reference to the book, precious metals or stones or any of the entries or contents of the book.

Goods
purchased to be
kept for ten
days.

Exemption.

8. All precious metals and stones purchased or received by a licensed dealer shall be kept in the licensed premises and shall not in any way be changed in form or shape or disfigured for a period of at least ten days after the precious metals and stones have been purchased or received. However, the officer of Police in charge of the division in which the licensee carries on his business may, in his discretion, on the application of any licensee, grant a permit for the shipment or alteration in form or shape of any such precious metals or stones without the same having been kept for the period of ten days.

Failing to give
information to
Police.

9. Every person licensed under this Act who, after notice has been given to him by any constable or by advertisement in the *Gazette* that any precious metals and stones have been stolen or fraudulently obtained, fails to give information to the Police that articles of the like description were offered to him or were or are in his possession, is guilty of an offence against this Act.

Penalties.
[6 of 2014].

10. Any person who does or omits to do anything which is by this Act forbidden or required to be done, or assaults, resists, opposes, hinders, prevents or obstructs any person acting under

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and by the authority of this Act, or in any way violates or assists in, or be party to, the violation of any of the provisions of this Act, or is guilty of any offence against this Act, is liable on summary conviction to a fine of fifteen thousand dollars and to imprisonment for three years.

11. When any person licensed under this Act is convicted of any offence against this Act, the Court, if it sees fit, may cancel the licence of such person. Licence may be cancelled on conviction.

12. All moneys received for licences, and all penalties recovered under this Act shall be paid to the Comptroller of Accounts. Appropriation of moneys.

FIRST SCHEDULE
FORM OF LICENCE

Section 4(3).
[51/1980
3 of 1994].

A.B., having this day paid the sum of \$200.00 is hereby authorised and licensed to deal in precious metals and stones at _____ in accordance with the provisions of the Licensing of Dealers (Precious Metals and Stones) Act.

This licence expires on the 31st December, 20 ____.

C.D.

Magistrate.

Dated at _____ this _____ day of _____ 20 ____.

Section 6(1).

SECOND SCHEDULE

RECEIPT BOOK

Date	Hour	Name in full of Seller	Residence	Occupation	Name and address of Principal	Description of Article purchased	Weight	Price	Signature of Seller and Licensee

Section 6(1).

THIRD SCHEDULE

DELIVERY BOOK

Date	Hour	Name of Purchaser	Address	Occupation	Name and address of Principal	Description of Articles	Weight	Price	Signature of Licensee or Agent