

RURAL PEDLARS ACT

CHAPTER 84:09

Act
26 of 1933
Amended by
15 of 1940
45 of 1979

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Note on Adaptation

1. 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).

2. Under paragraph 6 of the Second Schedule to the Law Revision Act (Ch. 3:03) the Commission amended certain references to public officers in this Chapter. The Minister's approval of the amendments was signified by LN 52/1980, but no marginal reference is made to this Notice where any such amendment is made in the text.

CHAPTER 84:09

RURAL PEDLARS ACT

ARRANGEMENT OF SECTIONS

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CHAPTER 84:09

RURAL PEDLARS ACT

An Act relating to Rural Pedlars.

1950 Ed.
Ch. 31. No. 13.
26 of 1933.

Commencement.

[1ST JANUARY 1934]

Short title.

1. This Act may be cited as the Rural Pedlars Act.

Application.

2. This Act does not apply to the Cities of Port-of-Spain and San Fernando or the Borough of Arima.

Interpretation.

3. In this Act—
“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 5;
“sell” or “buy” includes barter or exchange and offering or exposing for sale.

Pedlars to be licensed.

4. No person shall after the commencement of this Act carry on the business of a pedlar unless he holds a licence (in this Act referred to as a pedlar’s licence) for the time being in force authorising him to do so, and no holder of such licence shall use a pack animal or any vehicle for the transport of goods unless he has first paid the appropriate fee specified in the Second Part of the Appendix to the Rural Pedlars Regulations.

Articles which may be sold without licence.

5. Nothing contained in this Act 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 Trinidad and Tobago, or any books, pamphlets or other literature issued or published by any religious or educational organisation approved by the Minister.

Appointment of Licensing Authorities.

6. The Minister may, by Notification, appoint one or more Licensing Authorities for any area specified in such Notification, for the purpose of issuing pedlars’ licences.

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UPDATED TO 31ST DECEMBER 2016

7. A Licensing Authority shall, upon the application of any person, accompanied by a certificate under the hand of a Superintendent or Assistant Superintendent of Police in charge of a division 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.

Application for and issue of licence.

8. A Superintendent or Assistant Superintendent of Police in charge of a division shall have power to refuse the granting of a certificate on any of the following grounds:

Powers of Superintendent or Assistant Superintendent of Police to refuse certificate.

- (a) that the applicant has been convicted three times within the three years preceding his application of contravening any provision of this Act 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.

9. 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.

10. Any police officer may 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, the person demanding the same may 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, etc.

Regulations.
[45 of 1979].

11. (1) The Minister may make 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 5;
- (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
- (f) 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) The Rural Pedlars Regulations (formerly contained in a Schedule to this Act) shall be deemed to be made under this section and may be amended or revoked under subsection (1).

Penalties.

12. Any person who contravenes any provision of this Act or any Regulations made or deemed to be made under this Act or any condition of any licence, is liable on summary conviction to a fine of four hundred dollars.

SUBSIDIARY LEGISLATION

RURAL PEDLARS REGULATIONS

deemed to be made under section 11

26 of 1933.
(Sch.)
[51/1980
3 of 1994].

1. These Regulations may be cited as the Rural Pedlars Regulations. Citation.
2. The form of pedlar's licence shall be as set forth in the First Part of the Appendix. Form of pedlar's licence.
3. A pedlar's licence shall expire on the 31st December following the date of issue. The fees payable in respect of pedlars' licences shall be as set forth in the Second Part of the Appendix, except that in respect of any licence issued subsequent to the 30th of June in any year half the amount of such fees only shall be payable. Fees payable for licence.
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. Photograph to be affixed to licence.
5. No pedlar shall carry on his business on Sunday or any public holiday. Prohibition.
6. No pedlar shall carry on his trade within any area in which a Shop Hours Order is in force under the Shop (Hours of Opening and Employment) Act during the hours prescribed in such Order for the closing of shops in such area. Restriction.
Ch. 84.02.
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. Name of pedlar to be exhibited on vehicle.

APPENDIX

FIRST PART

REPUBLIC OF TRINIDAD AND TOBAGO

THE RURAL PEDLARS ACT

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 and No. of vehicles or animals] subject to the provisions of the Rural Pedlars Act and the Regulations made thereunder.

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

Dated this..... day of , 20.....

.....
Licensing Authority
County

Fee paid \$

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

[51/1980
3 of 1994].

SECOND PART

FEES

	\$
For every person licensed as a pedlar, the sum of ...	40.00
and in addition—	
Where the pedlar uses a pack animal for the transport of goods	15.00
Where the pedlar uses a vehicle, other than a motor vehicle for the transport of goods... ..	75.00
Where the pedlar uses a motor vehicle for the transport of goods	360.00

UNOFFICIAL VERSION

UPDATED TO 31ST DECEMBER 2016