

Serial Number **1953/8**



THE SECONDHAND DEALERS REGULATIONS 1953

C. W. M. NORRIE, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington, this 11th day of February 1953

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Secondhand Dealers Act 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Secondhand Dealers Regulations 1953.

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

2. (1) An application for a secondhand dealer's licence shall be in the form No. 1 in the Schedule hereto.

(2) The certificate of a Chief Officer of Police as to the fitness of any person to be the holder of a secondhand dealer's licence shall be in the form No. 2 in the Schedule hereto.

(3) A secondhand dealer's licence shall be in the form No. 3 in the Schedule hereto.

(4) The register of secondhand dealer's licences to be kept by the Registrar of the Magistrate's Court shall be in the form No. 4 in the Schedule hereto.

(5) A secondhand dealer's licence may be signed by the Registrar of the Magistrate's Court at which the licence was issued.

3. (1) Subject to the provisions of this regulation the fee for a secondhand dealer's licence shall be £2:

Provided that where the licence is issued in respect of both a settled place of business and itinerant dealing, the fee for the licence shall be £3.

(2) Where a licence is issued to take effect at any time between the 1st day of October of one year and the 31st day of March in the next succeeding year, the fee for the licence shall be half that prescribed in respect of that kind of licence by subclause (1) hereof.

4. Secondhand bottles are hereby exempted from the provisions of section 8 of the Secondhand Dealers Act 1908.

5. (1) The Order in Council made under the Secondhand Dealers Act 1908 on the 25th day of March 1935 prescribing the form of the register of secondhand dealers' licences* is hereby revoked.

(2) The Secondhand Dealers Exemption Order 1938† is hereby revoked.

* *Gazette*, 28 March 1935, Vol. I, page 792.

† Statutory Regulations 1938, Serial number 1938/165, page 706.

SCHEDULE

Form No. 1

[Reg. 2 (1)]

APPLICATION FOR LICENCE UNDER THE SECONDHAND DEALERS ACT 1908

To the Registrar of the Magistrates' Court at,
I, [Full name], of [Address and occupation], hereby apply for a licence to carry on the business of a secondhand dealer.

*My shop or place of business is situated at (state place of business)

*I intend (also) to carry on business as an itinerant secondhand dealer within (state area within which business to be carried on)

If previous application has been made for a licence, state when and where last application was made, and whether granted or refused:

Dated at, this day of 19....

(Signature):

* Delete if not applicable.

Form No. 2

[Reg. 2 (2)]

CERTIFICATE IN SUPPORT OF APPLICATION FOR LICENCE

I, THE Chief Officer of Police at, hereby certify that is a person of good fame and reputation, and fit and proper to be licensed as a secondhand dealer.

(Signature):

Form No. 3

[Reg. 2 (3)]

LICENCE UNDER THE SECONDHAND DEALERS ACT 1908

In the Magistrates' Court at

[Name in full], of [Address], is hereby licensed to carry on business as a secondhand dealer from the day of 19...., until the 31st day of March 19...., both days inclusive, unless this licence is sooner cancelled or forfeited:

Pursuant to this licence the licensee may carry on business:

*At a settled place of business: [Place].

*(And the licensee may also carry on business)

*As an itinerant dealer [Area within which business to be carried on].

Given under my hand and the seal of the Court at, this day of 19....

.....
Registrar.

* Delete if not applicable.

Where a licensee changes the place of business in respect of which he holds a licence, or, being an itinerant dealer, changes his residence or extends the area within which he carries on business, he shall forthwith give notice of such change or extension to the Registrar of the Court.

A licence to carry on business as an itinerant dealer is issued subject to the condition that the licensee, before at any time carrying on business in any locality to which the licence relates, shall notify the police in that locality of his intention to do so.

Form No. 4

[Reg. 2 (4)]

Secondhand Dealers Act 1908

REGISTER OF SECONDHAND DEALERS' LICENCES

Year.	Date of Licence.	Name and Address of Licencsec.	Nature of Licence (State "S", "I", or Combined.) Settled Place of Business; Itinerant; or Combined.)	Place of Business and/or Area Within Which Business May be Carried On.
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T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

[This note is not part of the regulations, but is intended to indicate their general effect.]

These regulations prescribe the forms to be used in respect of secondhand dealers' licences and the fees payable in respect of those licences.

Secondhand bottles are, by regulation 4, exempted from the provisions of the Secondhand Dealers Act 1908 requiring a licensee to keep a register of secondhand articles bought, sold, or exchanged.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 February 1953.

These regulations are administered in the Department of Justice.