



AUCTIONEERS' LICENSE ORDINANCE, 1855.

IN THE EIGHTEENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

No. 20. A

ANALYSIS.

Preamble.

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| 1. Ordinance, Session II., No. 13, and Session III., No. 10, (Legislative Council) repealed. | 6. Hours of Business. |
| 2. No person to sell by Auction without license. | 7. Penalty for selling by Auction without license. |
| 3. Form of license. | 8. Non-production of license. |
| 4. Amount of Auctioneer's License. | 9. Penalty for selling at illegal hours. |
| 5. List of Licensed Auctioneers to be published. | 10. Ordinance not to extend to Government Sales. |
| | 11. Commencement. |

AN ORDINANCE to repeal all former Ordinances and Laws relating to the Licensing of Auctioneers, and to make other provisions in lieu thereof.

WHEREAS an Ordinance was enacted by the Governor and Legislative Council of New Zealand, Session II., No. 13, entitled, "An Ordinance for Licensing Auctioneers;" and whereas an Ordinance was enacted by the Governor and Legislative Council of New Zealand, Session III., No. 10, entitled, "An Ordinance to amend an Ordinance for Licensing Auctioneers;" and whereas it is expedient that the above-recited Ordinances, so far as the same relate to the Province of Otago, should be repealed, and other provision made in lieu thereof;

BE IT THEREFORE ENACTED by the Superintendent of the Province of Otago, with the advice and consent of the Provincial Council thereof, as follows:—

1. The above-recited Ordinances, so far as the same relate to the Province of Otago, shall be, and the same are hereby, repealed.

Ordinance, Sess. II., No. 13, and Sess. III., No. 10, (Legislative Council) repealed.

2. No person shall, after the passing of this Ordinance, sell any estate, goods, or effects, by way of Auction, or in any way whereby the highest bidder shall be deemed the purchaser, either by Public Sale or otherwise, unless he shall be duly licensed as hereinafter provided.

No person to sell by auction without license.

- Form of license. 3. Every such license shall be in the form in the Schedule hereunto annexed, and every such license shall expire on the first day of May next ensuing after the date of such license.
- Amount of Auctioneers' License. 4. Such license shall be issued by the Provincial Treasurer to any person who shall apply for the same on payment of the sum of £20.
- List of Licensed Auctioneers to be published. 5. The Provincial Treasurer shall, within ten days after the date of any such license, cause the name, place of abode, and calling of any person or persons to whom he shall have granted such license, to be advertised in a newspaper published in the Province of Otago.
- Hours of Business. 6. No person so licensed shall exercise his business as an Auctioneer by any artificial light, or after the hour of five o'clock in the afternoon, from April to September inclusive, or after the hour of seven o'clock in the evening during the residue of the year.
- Penalty for selling by auction, without license. 7. If any person, not being duly licensed, shall sell any estate, goods, or effects, by way of Auction, or any way whereby the highest bidder shall be deemed the purchaser, either by Public Sale or otherwise, he shall forfeit and pay for every such offence the sum of £50, to be recovered in a summary way.
- Non-production of license. 8. In all proceedings against any person for having acted as an Auctioneer without license, such person, unless he shall produce his license, or bring other satisfactory proof of his having been licensed at the time at which the alleged offence shall have been committed, shall be deemed to have been unlicensed.
- Penalty for selling at illegal hours. 9. If any licensed Auctioneer shall exercise his business as an Auctioneer at any time or in any manner contrary to the provisions of this Ordinance, he shall forfeit and pay for every such offence any sum not exceeding the sum of £20, to be recovered in a summary way.
- Ordinance not to extend to Government Sales. 10. Provided that nothing herein contained shall extend to any sale by order of His Excellency the Governor, or by order of His Honor the Superintendent of the Province of Otago, or any Collector or Sub-Collector of Customs, or by any Commissioner of Crown Lands, or to any sale of any vessel, or the apparel, or stores, or cargo of any vessel, which may be taken and condemned as a lawful prize, and sold for the benefit of the captors.
- Commencement. 11. This Ordinance shall come into force on the 26th day of April 1855, and may be cited as the "Auctioneers' License Ordinance."

Passed the Provincial Council this 26th day of April 1855.

JOHN GILLIES,
Speaker.

ROBERT CHAPMAN,
Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, the first day of May, One Thousand Eight Hundred and Fifty-five.

W. CARGILL,
Superintendent of the Province of Otago.

SCHEDULE.

Know all men, by these presents, that (name), of (place of abode), (trade or business), is hereby licensed to exercise the business or calling of an Auctioneer, until the 1st day of May 18 , having this day paid the sum of £20.

(Signed),

Treasurer.

Dated at (Dunedin) this day of 18 .