
CHAPTER 463**THE VENDORS ACT**

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VENDORS

An Act to control the activities of vendors on the Beaches and in-the National Parks of Antigua and Barbuda.

(2nd January, 1987.)

39/1986.

1. This Act may be cited as the Vendors Act.

Short title.

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- Application.** **2.** This Act applies to vendors on all beaches and in the national parks of Antigua and Barbuda and in any other place which the Minister may prescribe.
- Interpretation.** **3.** In this Act—
- "Director General" means the Director General of Tourism;
- "beach" includes the land adjoining the foreshore of Antigua and Barbuda and extending not more than one hundred feet beyond the landward limit of the foreshore;
- "licensed vendors" means a person to whom a licence under this Act is issued;
- "Minister" means the member of Cabinet to whom the responsibility for tourism is assigned;
- "national park" means any place which is designated as a national park under the National Parks Act;
- Cap. 290.** "vendor" means any person who offers for sale any wares, goods or service or solicits another person to buy any form of entertainment, recreation, or ownership in a business or enterprise whether permanent or temporary;
- "vendor's licence" means a licence issued under Section 4.
- Vendor's licence.** **4.** No person shall carry on the business of a vendor in any place to which this Act applies unless he holds a licence issued by the Director General authorising him to do so.
- Conditions in respect of vendor's licence.** **5.** Every person who holds a vendor's licence shall, while on a beach or in a national park or other place to which this Act applies conduct his trade in a specific enclosed or defined area set aside for the purpose and shall—
- (a)** wear on a conspicuous place on his person a badge bearing his photograph and the words

"Licensed Vendor" and the distinguishing number of his licence written thereon;

(b) display the licence in a conspicuous place on the stall, shed, table or other place where his goods are displayed or his service is advertised;

(c) on demand by any police officer produce his licence for inspection by such officer.

6. A licensed vendor may keep his stall, shed, table or other place where his goods are displayed or his services advertised open for serving customers daily between the hours of 6 a.m. and 6 p.m. **Hours of Business.**

7. An application for a vendor's licence— **Application for licence.**

(a) must be made to the Director General and must be signed by the person applying to be licensed;

(b) must state the given name and surname of the person applying to be licensed and his place of residence;

(c) must indicate the area or areas for which the licence is required;

(d) must be accompanied by a certificate of character from the Police or a testimonial from some upstanding person in the community.

8. The Director General shall consider all applications for a vendor's licence and may— **Consideration of applications.**

(a) require the applicant to appear in person at the Department of Tourism to be interviewed;

(b) request such further information from the applicant as he thinks fit.

9. (1) Where the Director General is satisfied that the applicant is a fit and proper person to whom a vendor's licence should be issued, the Director General shall issue a vendor's licence to the applicant on such terms and conditions as he thinks fit on payment of the fee set out in the Schedule. **Issuance of vendor's licence.**

Schedule.

(2) The Director General may refuse to issue a licence if he is satisfied that the number of licensed vendors on any beach or in any national park or other place to which this Act applies exceeds a limit determined by the Director General having regard to the maintenance of order and good conduct on the beach or national park.

Duration of licence.

10. (1) Every vendor's licence issued under this Act shall be granted either for one year or for six months.

(2) Every vendor's licence whenever issued shall expire—

(a) in the case of a licence for one year, on the 31st December next following the date of its issue;

(b) in the case of a licence for six months, on the last day of June or December next following the date of its issue.

Information in vendor's licence.

11. Every vendor's licence shall contain the following information—

(a) the given name and surname of the Licencee, and his place of residence;

(b) a distinguishing number;

(c) the date on which the licence was issued and the date on which it expires;

(d) the conditions of the licence, including the area in respect of which the licence was granted.

Register of licences.

12. (1) The Director General shall keep a register of licensed vendors and shall enter therein the name and address of every person to whom a vendor's licence is issued, the number of every such licence, the date on which it was issued and the expiry date and the area in respect of which the licence was granted.

(2) The register shall be open to public inspection at the office of the Department of Tourism during normal working hours.

13. The Director General may suspend the licence of any vendor who is charged with the possession or offering for sale or barter of any drugs and may suspend or revoke a licence granted under this Act where the licencee—

Suspension or revocation of licence.

(a) contravenes any condition of a vendor's licence;

(b) is guilty of an offence under this Act;

(c) is guilty of a criminal offence, punishable by imprisonment for a term of at least two years.

14. Any person who is aggrieved by a decision of the Director General under this Act may appeal from such decision to the Minister and any decision taken by the Minister shall be final.

Appeals.

15. A licensed vendor may apply for a duplicate licence in any case where a licence has been lost or destroyed, and the Director General shall issue a duplicate licence to such vendor on payment of the fee set out in the Schedule.

Duplicate licences.

Schedule.

16. The Minister may make regulations—

Regulations.

(a) varying the fees set out in the Schedule;

(b) prescribing the places to which this Act applies;

(c) prescribing the forms to be used for applications under this Act;

(d) prescribing all matters which are required to be prescribed;

(e) generally for the better carrying out of the provisions of this Act.

17. Any person who contravenes any of the provisions of this Act is guilty of an offence and liable on summary conviction to a fine of \$500 for the first offence, and \$750 for the second and every subsequent offence.

Offences.

SCHEDULE

S.9

Licence Fees

For a licence for one year	\$50
For a licence for six months	\$25
For a duplicate licence	\$10
