ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

1996, No. 28

The Vendors Regulations made by the Minister under section 16 of the Vendors Act Cap. 463.

Short title.

1. These Regulations may be cited as the Vendors Regulations 1996.

Interpretation.

2. In these Regulations —

"Act" means the Vendors Act Cap. 463;

"Director-General" means the Director-General referred to in the Vendors Act Cap. 463;

"Minister" means the Minister to whom the responsibility of Tourism has been assigned;

"place" includes a beach.

Application for licence.

3. (1) Any person who is desirous of carrying on the business of a vendor on a beach or in a national park or other place to which these regulations apply in Antigua and Barbuda may apply to the Director-General in the form prescribed in Schedule I.

(2) The application shall be accompanied by —

(i) a certificate of character issued by the police;

(ii) two (2) recent passport size photographs of the applicant;

(iii) a birth certificate or the passport of the applicant;

(iv) such other particulars or information as the Director-General may require.

Director-General to consider applications.

4. (1) Director-General may, on receipt of an application under regulation 3, consider the application and make such other inquiries as he considers necessary including, an invitation to the applicant to appear before him for an interview.

(2) Where after considering the application and making such inquiries as specified in paragraph (1) the Director-General is satisfied that the applicant is a fit and proper person to be granted a licence he shall cause to be read and explained to the applicant the rules specified in Schedule II.

(3) If the Director-General is satisfied that the applicant has understood the rules as read and explained to him, he shall require the applicant to signify by signing his name under the rules and thereafter issue him with a licence in the form prescribed in Schedule III.

(4) Upon signing his name in accordance with paragraph (3) and on payment of the prescribed fee the Director-General shall issue the applicant with a licence in the form prescribed in Schedule III.

(5) There shall be attached to every licence issued under these Regulations the rules specified in Schedule II and such other conditions as the Minister may, from time to time, prescribe.

Licence for First time applicant.

5. (1) First time applicants who satisfy the Director-General under paragraph (2) of regulation (4) shall be issued with a licence for a period of six months.

(2) Where a licence expires under this regulation, the Director-General shall review the performance of the vendor and if he is satisfied that the vendor had during that period not committed any offence under the Act or been in breach of any condition attached to his licence, he shall issue the vendor with a licence for a period of twelve months.

Duration of licence.

6. (1) Subject to regulation 5, every licence shall, unless earlier revoked, be in force for a period of twelve months.

(2) Every licence holder shall, one month before the expiration of the licence, apply to the Director-General for renewal.

7. (1) The Director-General may revoke, suspend or refuse to issue a licence to any vendor who is convicted of any offence under the Vendors Act or is in breach of any of the conditions in Schedule II. Revocation of licence.

SCHEDULE I

Application Form for Licence to carry on Business as Vendor

1. Full name of Applicant.....

2. Date of Birth.....

3. Home Address.....

4. Business Address and Telephone number.....

.....

5. Number of years carrying on the business of a Vendor.....

6. Name and Address of two upstanding persons in the Society known to Applicant.

(i) Full name.....

Address.....

Telephone No. .....

(ii) Full name.....

Address.....

Telephone No. .....

7. Two recent passport size photographs of Applicant.

SCHEDULE II

RULES TO BE OBSERVED BY VENDORS

All vendors are expected to comply and conform to the rules and regulations below as a condition of their operating licences.

(1) No person shall carry on the business of a vendor on a beach or in a national park or other place to which these rules apply, unless such person is the holder of a valid vendor's licence to carry on such business.

(2) Every person who holds a valid vendor's licence shall carry on his or her business only in a specific enclosed or defined area, set aside for the purpose.

(3) Every person to whom a vendor's licence has been issued —

(a) shall wear, on a conspicuous place on his or her person a badge bearing the photograph and the words "Licensed Vendor", and the distinguishing number of the licence written thereon and;

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

(4) No person, operating as a vendor on any beach shall be accompanied by any children during the period he or she is carrying on his or her business.

(5) Every person carrying on the business of a vendor in any place or on any beach shall produce his or her licence for inspection to any police officer or other authorized person whenever required so to do.

(6) Every licensed vendor while carrying on his or her business on any beach must only use the bathroom or other facilities provided for use of vendors, and not the facilities provided for guests in the hotels.

(7) No vendor while carrying on the business of a vendor in any place shall display any oppressive conduct, or make use of indecent, abusive, blasphemous, insulting or threatening language.

(8) No vendor shall engage in the selling of any illicit drugs, alcoholic drinks or food while carrying on his or her business on the beach.

(9) Every person carrying on the business of a vendor on any beach shall be properly attired during the period he or she is carrying on such business.

(10) No person being a licensed vendor shall carry on the business on any beach other than the beach and the place specified in the licence.

(11) No person whilst carrying on the business of a vendor in any place shall move from his or her specific enclosed or defined place of business for the purpose of —

(a) soliciting or;

(b) annoying persons to purchase merchandise.

(12) No vendor shall erect any structure in any place without having obtained permission from the appropriate authority so to do.

(13) No vendor shall permit any other person to use his or her licence for the purpose of carrying on the business of a vendor in any place.

I hereby confirm that I fully comprehend the above rules which have been read and explained to me. I have also been informed that compliance with the rules is a condition under which I am required to carry on the business of a vendor. I WILL ADHERE TO ALL THE ABOVE RULES WITH THE UNDERSTANDING THAT MY LICENCE MAY BE REVOKED IF I AM FOUND IN BREACH OF THESE RULES.

....

Name and Signature of Vendor *Date* *Witness*

SCHEDULE III

VENDOR'S LICENCE
ANTIGUA & BARBUDA
Department of Tourism

Picture

Vendor's Licence No. .....
Vendor's Name.....
Authorized to vend at.....
.....to.....
.....

Director-General of Tourism:
Signature.....
Vendor's Signature.....
Name of Vendor.....
Address.....
Social Security # .....
Checked By.....
Authorized By.....

Made this 11th day of October, 1996.

Rodney Williams,
Minister responsible for Tourism.

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