

# FIRST SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5074 GIBRALTAR Thursday 27th July 2023

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I ASSENT,  
DAVID STEEL,  
GOVERNOR.

24<sup>th</sup> July 2023.



**GIBRALTAR**

**No. 28 of 2023**

AN ACT to amend the Licensing and Fees Act.

**ENACTED** by the Legislature of Gibraltar.

**Title and commencement.**

1.(1) This Act may be cited as the Licensing and Fees (Amendment) Act 2023.

(2) This Act comes into operation on the day the Minister appoints by notice in the Gazette and the Minister may appoint different days for different provisions and for different purposes of this Act.

**Interpretation.**

2. In this Act, unless the context otherwise requires, “Fair Trading Act” means the Fair Trading Act 2023.

**Amendment of the Licensing and Fees Act.**

3. The Licensing and Fees Act is amended as follows:

- (a) section 27 and 28 of the Licensing and Fees Act are hereby repealed.

**Transitional Provisions.**

4. Notwithstanding the repeal of section 27 of the Licensing and Fees Act–

- (a) a licence issued under Licensing and Fees Act to carry on the business of an auctioneer, or to sell any goods of chattels, lands, tenements or hereditaments by public auction, shall be deemed to have been issued under the Fair Trading Act and shall remain valid for the period in respect of which it was issued;
- (b) an application for a transfer of a licence issued under Licensing and Fees Act to carry on the business of an auctioneer, or to sell any goods of chattels, lands, tenements or hereditaments by public auction to another person shall be determined in accordance with the provisions of the Fair Trading Act.
- (c) an application for a licence under Licensing and Fees Act to carry on the trade, to carry on the business of an auctioneer, or to sell any goods of chattels, lands, tenements or hereditaments by public auction, shall be determined in accordance with the provisions of the Licensing and Fees Act.

5. Notwithstanding the repeal of section 28 of the Licensing and Fees Act–

- (a) a licence issued under Licensing and Fees Act to carry on the trade business, occupation or calling of a broker, baker, guide or porter shall be deemed to have been issued under the Fair Trading Act and shall remain valid for the period in respect of which it was issued;

- (b) an application for a transfer of a licence issued under Licensing and Fees Act to carry on the trade business, occupation or calling of a broker, baker, guide or porter to another person shall be determined in accordance with the provisions of the Fair Trading Act.
- (c) an application for a licence under Licensing and Fees Act to carry on the trade, business, occupation or calling of a broker, baker, guide or porter which on the date of the commencement of this Act has not been determined, shall be determined in accordance with the provisions of the Licensing and Fees Act.

Passed by the Gibraltar Parliament on the 19th day of July 2023.

S C GALLIANO,  
Clerk to the Parliament.