

**FIRST SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 2,193 of 8th NOVEMBER, 1984.**

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I ASSENT,

DAVID WILLIAMS,

GOVERNOR.

8th November, 1984.



**GIBRALTAR**

**No. 13 of 1984.**

**AN ACT** to amend the Trade Licensing Act, 1978 (No. 35 of 1978).

**ENACTED** by the Legislature of Gibraltar.

**Short title.**

1. This Act may be cited as the Trade Licensing (Amendment) Act, 1984.

**Amendment of Section 3 of Act No. 35 of 1978.**

2. Section 3 of the Trade Licensing Act, 1978 (hereinafter called the principal Act) is amended by repealing subsections (4), (5), (6), (7) and (8) and substituting the following new subsections:

"(4) Any person who has been issued with a licence (which expression for the purposes of this subsection includes any registration which authorises the sale of any goods) under the provisions of any of the following enactment

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shall not require a licence under this Act to sell the goods authorised to be sold by such licence:

- (i) Firearms Act (Chapter 60)
- (ii) Markets, Street Traders and Pedlars Act (Chapter 98)
- (iii) Petroleum Act (Chapter 124)

(5) Notwithstanding anything contained in subsection (6) any person who has been issued with any of the following licences under the provisions of the Licensing and Fees Act shall not require a licence under this Act to sell the goods authorised to be sold by such licence:

- (i) tavern licence;
- (ii) hotel licence;
- (iii) beershop licence;
- (iv) club licence;
- (v) club (temporary premises) licence;
- (vi) canteen licence.

(6) Without prejudice to the provisions of subsection (5) but subject to, the provisions of subsection (7), no person who has been issued with a licence (which expression for the purposes of this subsection includes any registration which authorises the sale of any goods) under any of the following enactments shall be entitled to sell any goods under such licence unless he is the holder of a licence under the provisions of this Act:

- (i) Licensing and Fees Act (Chapter 90);
- (ii) Wireless Telegraphy Act (Chapter 162);
- (iii) Medical and Health Act (Act No. 5 of 1973).

(7) Any person who, on the 4th day of May, 1978—

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- (a) was licensed as a baker under the provisions of the Licensing and Fees Act,
- (b) was the holder of any of the following licences under the provisions of the Licensing and Fees Act:
  - (i) manufacturers' licence,
  - (ii) wholesale wine merchants' licence,
  - (iii) full wine merchants' licence,
  - (iv) beer merchants' licence,
  - (v) grocers' wine licence,
  - (vi) travellers' wine licence,
- (c) was licensed to sell tobacco under the provisions of the Licensing and Fees Act,
- (d) was licensed to sell or deal in wireless apparatus under the provisions of the Wireless Telegraphy Act,
- (e) was selling medicinal products from a pharmacy registered under the provisions of the Medical and Health Act, 1973, shall be entitled to a licence under this Act upon application to the licensing authority to sell such goods as he was authorised to sell on the 4th May, 1978.

(8) Any person who has paid any fee in respect of a licence issued under subsection (6) who is refused a licence under this Act shall be entitled to be refunded such fee.

(9) Any person who contravenes the provisions of this section shall be guilty of an offence."

**Repeal of Third Schedule.**

3. The principal Act is further and consequentially amended by repealing the Third Schedule.