Revised Regulations of Anguilla: M35-2

MARKETS AND MEAT ACT (R.S.A. c. M35)

PEOPLE'S MARKET REGULATIONS

Note: These Regulations are enabled under section 3 of the Markets and Meat Act, R.S.A. c. M35.

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SCHEDULE: Stall and Ticket Dues

Interpretation

1. (1) In these Regulations—

"Act" means the Markets and Meat Act;

"disposal" means sale, barter or offering or exposing for sale or barter;

"fish" means any kind of salt water fish;

"food" includes any article used for food or drink;

"Market" means the "People's Market" established by the People's Market Establishment Regulations and includes the Market building, pavements, steps and approaches and any land or building thereon which may be erected or appropriated at any time for use in connection with the Market;

"Market area" means any place within 1 mile of the Market;

"Market Supervisor" means the person appointed to supervise the Market;

"produce" includes any other article of food found, produced, grown, or manufactured in this or any other West Indian island except bread, cakes, chocolate, coffee, cooked food, drinks, honey, molasses, peanuts and sugar;

"stall" means such place in the Market as may from time to time be appointed as such;

"stand" means such place in the Market as may from time to time be appointed as such.

(2) Nothing in these Regulations permits any activity specified in section 17 of the Fisheries Protection Regulations during any period that that section is in force.

Market open to public

2. (1) The Market shall be open to the public from 6 a.m. to 6 p.m. except on Sundays and public holidays, when it shall be open from 6 a.m. to 4 p.m. and on Saturdays when it shall open from 6 a.m. to 7 p.m.

(2) At closing time all persons shall leave the Market as directed by the Market Supervisor, except such persons as may be authorised to remain there by the Director of Agriculture or the Director of Fisheries and Marine Resources.

Market Supervisor's duties

3. The Market Supervisor shall—

(a) carry out the directions of the Director of Agriculture or the Director of Fisheries and Marine Resources;

(b) have the general superintendence and charge of the Market, and be responsible for the due and proper management thereof;

(c) attend at the Market during the hours that it is open;

(d) inspect all scales, weights and measures of any description whatsoever used in the Market and see that they are in conformity with the standard and duly stamped according to law;

(e) keep a list and account of all property delivered to him for the use of the Market and be responsible for it;

(f) make up and enter into a book every day an account under distinct and separate heads of all his receipts for such day;

(g) pay into the Consolidated Fund without delay all money received by him; and
(Act 7/2010, s. 26)

(h) produce his book or any property under his charge whenever called upon so to do by the Director of Agriculture or the Director of Fisheries and Marine Resources and give to the Director of Agriculture or the Director of Fisheries and Marine Resources all such information as he may require in respect of such book and property.

Market Supervisor's powers

4. (1) The Market Supervisor may eject or cause to be ejected from the Market—

(a) any disorderly person or persons acting or behaving in a manner likely to disturb the peace of the Market;

(b) any person afflicted with any loathsome disease; or

(c) any loiterer.

(2) The Market Supervisor may eject or cause to be ejected any dog from the Market.

Stall dues

5. (1) Every person who desires to use a stall shall, before using such stall, obtain from the Market Supervisor a note showing the number of the stall which he is to use and pay to the Market Supervisor stall dues in respect thereof at the rate specified in the Schedule.

(2) The Market Supervisor shall on the receipt of the sum payable for stall dues give a receipt for them, which receipt shall be produced by the stall holder to the Market Supervisor whenever called upon so to do during the period for which the stall holder is authorised to use the stall.

(3) Every receipt for stall dues shall—

(a) state the name of the person on whose behalf it has been applied for, the amount for which it is issued, the number of the stall in respect of which it is issued, and the period during which such stall is to be used; and

(b) entitle the person mentioned therein to use the stall designated during the period stated.

(4) No person shall use a stall—

(a) without having previously paid and obtained a stall dues receipt therefor;

(b) after the expiration of the period mentioned in any stall dues receipt in respect of such stall; or

(c) after having been debarred by the Market Supervisor under section 9(5).

Ticket dues and stands

6. (1) Every person who brings to the Market any produce for disposal shall on each occasion of his so doing pay in advance to the Market Supervisor ticket dues in respect thereof at the rate specified in the Schedule.

(2) The Market Supervisor shall on receipt of the sum payable for ticket dues issue a ticket for the purpose.

(3) Every ticket shall entitle the holder to use a stand in the Market until the closing thereof on the day of issue, unless the produce in respect whereof such ticket shall have been issued be earlier disposed of.

Sellers of meat, fish, etc.

7. Every seller of meat, turtle or fish, and every person who carries meat, turtle or fish into the Market shall be cleanly dressed, and shall, whilst handling meat, wear a clean apron to the satisfaction of the Market Supervisor.

Meat inspection

8. (1) Any person bringing meat into the Market for sale shall present to the Market Supervisor an Inspection Certificate from an Environmental Health Officer certifying that the meat is fit for human consumption before any sale of the meat will be permitted.

(2) Any meat which is brought into the Market for sale without an Inspection Certificate shall not be sold until it has been inspected by an Environmental Health Officer.

(3) If the Environmental Health Officer finds that the meat or any part thereof is unfit for human consumption, he shall condemn it, inform the owner or person in charge thereof of the fact, and immediately notify the Market Supervisor.

(4) All meat condemned as aforesaid shall be immediately seized by the Market Supervisor and shall be destroyed in such manner as the Director of Agriculture may from time to time direct.

(5) No meat shall be brought into the Market stall unless it is properly cleaned and dressed.

Stalls and stands

9. (1) The Market Supervisor may refuse any application for any stall or stand in the Market, but any person aggrieved by such refusal shall be entitled to appeal to the Director of Agriculture or the Director of Fisheries and Marine Resources whose decision shall be final.

(2) Except in the case of a registered firm or a *bona fide* partnership, no stall or stand shall be rented or used by more than one person at the same time.

(3) No person shall—

(a) use any counter in the Market for the purpose of chopping; or

(b) use any stall or stand for any purpose other than that for which it is appointed.

(4) Every licensee of a stall shall—

(a) before leaving the Market for the day thoroughly cleanse, to the satisfaction of the Market Supervisor, his stall as well as his counter, tools and other trade appliances, and shall remove all refuse therefrom and place the same in the receptacle provided for the purpose; and

(b) keep his stall both inside and outside, and tools and all other trade appliances, in thorough cleanliness at all times.

(5) Every licensee who shall persistently neglect or refuse to comply with the requirements of these Regulations may be debarred by the Market Supervisor from the use of his stall or stand and shall also be liable to be proceeded against for any offence against these Regulations.

(6) No person shall—

(a) without the permission of the Market Supervisor be in any meat stall except the seller and his assistant;

(b) dispose at any meat stall of anything but meat, turtle or fish; or

(c) at any time keep in any meat stall anything but meat, fish or turtle.

(7) No barrels, blocks or other private property whatsoever shall be placed in or about the Market other than such as may be necessary for stall holders and sellers in the conduct of their business.

Disposal of produce within Market area

10. (1) Any person wishing to dispose of produce within the Market area shall dispose of it at the Market.

(2) Subject to subsection (4), any person who disposes of produce at any place within the Market area other than at the Market is guilty of an offence.

(3) Subject to subsection (4), any person who knowingly assists in the disposal of any produce in the Market area at any place other than the Market is guilty of an offence.

(4) No person shall offer produce for sale under any tree or from any shed or vehicle, within the Market area unless prior permission to do so has been obtained from the Market Supervisor.

(5) A fee of $5.00 for any permission granted under subsection (4) shall be paid to the Market Supervisor in respect of every day or part thereof for which permission is granted.

(6) The Market Supervisor shall not grant permission in accordance with subsection (4) except on the presentation by the applicant of a certificate from an Environmental Health Officer.

(7) Any person who wishes to dispose of produce from a truck, bicycle, cart or other vehicle in the Market shall first obtain the permission of the Market Supervisor and shall pay such dues as set out in the Schedule to these Regulations.

Miscellaneous offences

11. (1) Every person in the Market shall obey the lawful directions of the Market Supervisor.

(2) No person shall—

(a) smoke, or spit in the Market;

(b) sit or lie on any block, counter, table, or stand in the Market, or on the pavement thereof;

(c) sharpen any instrument on any part of the Market structure;

(d) use blasphemous, obscene, abusive or insulting language, or swear, or otherwise misbehave in the Market;

(e) fight or create, or cause to be created, any disturbance in the Market;

(f) throw filth, rubbish or litter in the Market;

(g) open or clean the stomachs or intestines of any animal in the Market;

(h) break, cut, pull down, destroy, remove, injure or spoil any part of the Market;

(i) loiter in or about the Market;

(j) be in the Market during the hours that the Market is not open to the public without permission of the Market Supervisor;

(k) take or bring any dog, or permit any dog to follow, or accompany him into the Market;

(l) light any fire in the Market, or cook therein, except in such parts thereof and under such conditions as may be from time to time permitted by the Market Supervisor;

(m) commit any nuisance in or at any part of the Market;

(n) use any watercloset or urinal otherwise than for the purpose for which it was intended;

(o) remove refuse from any part of the Market in such a manner as to create a nuisance in the process of such removal; or

(p) destroy, deface or remove any public notice posted within the Market.

Penalty

12. Any person who is guilty of any offence against these Regulations is liable on summary conviction to a fine of $500 or to imprisonment for a term of 2 months.

Non-liability of the Government

13. Neither the Government nor the Director of Agriculture or the Director of Fisheries and Marine Resources nor any of his officers or servants shall be responsible for the loss or damage to any property left in the Market.

Citation

14. These Regulations may be cited as the People's Market Regulations, Revised Regulations of Anguilla M35-2.

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SCHEDULE

(Sections 5(1) and 6(1))

STALL AND TICKET DUES

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STALL DUES	
For every meat stall for every day or part thereof	2.00
For every fish stall for every day or part thereof	2.00
For every other stall for a week or part thereof	2.00
TICKET DUES	
For vehicle with load capacity of up to 1 ton, per day	1.00
For vehicle with load capacity of over 1 ton, per day	2.00
For any cart, trailer, bicycle or motorcycle, per day	0.50
For entrance to the Market and permission to set up a temporary stand for every day or part of a day.....	0.50

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