



# Medway Council Act 2001

## 2001 CHAPTER iv

### PART 3

#### OCCASIONAL SALES AND SQUAT TRADING

#### **12 Information to be kept by holder of certain occasional sales**

- (1) In the case where an occasional sale (other than an auction) is an event at which there is more than one seller or supplier of goods (being persons other than the person who holds the sale), the person who holds the sale shall ensure that the following information is entered, in a record kept by him for the purpose of this section—
  - (a) the name and address of every such seller and supplier;
  - (b) an entry describing whether the goods being exposed for supply or offered to the public by every such seller or supplier are new or second-hand goods or both; and
  - (c) either of the following:—
    - (i) the registered number in respect of any vehicle in or on which those goods were carried to the sale; or
    - (ii) if the seller or supplier is registered under section 5 (Registration of dealers in second-hand goods) of this Act or any other enactment of local application providing for the registration of dealers in second-hand goods, the number (if any) appearing on his certificate of registration.
- (2) Every entry made in every record kept by a person in pursuance of this section shall be retained by him until the end of the period of two years beginning with the day on which the entry was made in the record.
- (3) A person who keeps a record in pursuance of this section shall on demand, unless he has a reasonable excuse not to do so, produce the record to an authorised officer or to a constable.
- (4) In this section “seller” and “supplier” mean respectively a seller or supplier with whom the person who holds the sale has made arrangements (whether or not on payment of

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a charge or fee) for the right to sell or supply goods at the sale, whether or not from a stall or pitch.