

*These notes refer to the Christmas Day (Trading) Act 2004
(c.26) which received Royal Assent on 28 October 2004*

CHRISTMAS DAY (TRADING) ACT 2004

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Section 2: Loading and unloading early on Christmas Day

10. *Subsection (1)* prohibits large shops located in an area designated by a local authority as a loading control area from loading and unloading before 9 a.m. on Christmas Day unless, (a) the relevant local authority has granted consent, and (b) any loading or unloading is carried out in accordance with any conditions attached to that consent.
11. *Subsection (2)* applies paragraphs 3 to 8 of Schedule 3 to the 1994 Act to any consent granted under subsection (1). Those paragraphs relate to the grant, application for, revocation and publication of any consent to early loading and unloading by a local authority.
12. *Subsection (3)* provides that a person who breaches the prohibition on loading and unloading shall be liable to a fine not exceeding level three on the standard scale.
13. *Subsection (4)* defines “loading control area” as an area designated as such under section 2 of the 1994 Act.