

DRAFT SHOPS (SUNDAY TRADING) (AMENDMENT No. 4) (JERSEY) LAW 200-

**Lodged au Greffe on 2nd January 2001
by the Legislation Committee**



STATES OF JERSEY

STATES GREFFE

180

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Explanatory Note

The object of this Law is to amend the Shops (Sunday Trading) (Jersey) Law 1960 so that a Connétable may authorize Sunday trading as part of a fair, fete or festival when there is official involvement in the organization of the fair, fete or festival.

The amendment would, for example, allow the appropriate Connétable to authorize trading on a Sunday (or on certain public holidays) from a shop or stall at the Good Food Festival in St Helier or at a foire organized by a parish with its twin town.

The opportunity is taken also to update some provisions of the Law.

SHOPS (SUNDAY TRADING) (AMENDMENT No. 4) (JERSEY) LAW 200-

A LAW to amend further the Shops (Sunday Trading) (Jersey) Law 1960 with respect to Sunday trading permits, sanctioned by Order of Her Majesty in Council of the

(Registered on the _____ day of _____ 200-)

STATES OF JERSEY

The _____ day of _____ 200-

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law -

ARTICLE 1

In this Law, “the principal Law” means the Shops (Sunday Trading) (Jersey) Law 1960, as amended.^[1]

ARTICLE 2

In Article 1 of the principal Law^[2] -

(a) before the definition of “retail trade or business” there shall be added the following definition -

“ ‘publicly organized’ means organized partly or wholly by or on behalf of a parish or of an administration of the States;”;

(b) for the definition of “Sunday trading permit” there shall be substituted the following definition -

“ ‘Sunday trading permit’ means a permit granted under Article 4;”.

ARTICLE 3

(1) For Article 4(1) of the principal Law^[3] there shall be substituted the following paragraphs -

“(1) The Constable of the parish where a shop is located, or is to be located, may grant a permit authorizing the shop to be open for the serving of customers -

(a) in the case of any shop - on Sundays for the purpose of such of the transactions mentioned in the Second Schedule to this Law as may be specified in the permit; or

(b) in the case of a shop that is part of a publicly organized fair, fete or festival - on the Sunday specified in the permit for the purpose of such transactions as are specified in the permit.

(1A) Each permit referred to in sub-paragraph (b) of paragraph (1) shall be granted in respect of no more than one Sunday.”.

(2) In Article 4 of the principal Law^[4] -

(a) in paragraph (4), after the word “parish.”, there shall be inserted the words “Such a regulation may prescribe different fees according to different factors.”;

- (b) in paragraph (5), after the words “remain in force”, there shall be inserted the words “, in the case of a permit for a particular Sunday, until midnight on that Sunday or, in any other case,”;
- (c) in paragraph (8), after the words “permit shall” there shall be inserted the words “, until it ceases to be in force,”.

ARTICLE 4

In Article 5(1) of the principal Law^[5] for the words “five hundred pounds” there shall be substituted the words “level 2 on the standard scale”.

ARTICLE 5

In the Third Schedule to the principal Law^[6] -

- (a) for the words “on Sundays, Good Friday and Christmas Day for the sale of” there shall be substituted the words “on the following day or days for the purposes of the following transactions:”;
- (b) for the words “This Permit ceases to have effect on the first day of January, 19 ” there shall be substituted the following words -

“This Permit ceases to have effect ”.

ARTICLE 6

(1) The amendment of the principal Law by this Law does not affect any Sunday trading permit granted under the principal Law before this Law comes into force.

(2) Any regulation in force under the principal Law immediately before this Law comes into force continues in force under the principal Law as amended by this Law.

ARTICLE 7

This Law may be cited as the Shops (Sunday Trading) (Amendment No. 4) (Jersey) Law 200- and shall come into force on the seventh day following its registration.

[1] Tome VIII, page 835, Volume 1984-1985, page 199, Volume 2000, page 65 and R & Os 7288, 7331, 7610 and 7611.

[2] Tome VIII, page 835 and Volume 2000, page 65.

[3] Tome VIII, page 836.

[4] Tome VIII, page 837.

[5] Tome VIII, page 838 and Volume 1984-1985, page 199.

[6] Tome VIII, page 841.