

TRADE ACT  
(Cap. 43:02)

TRADE (AMENDMENT) REGULATIONS  
(Published on 6th April, 2018)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Amendment of regulation 2 of Cap. 43:02 (Sub. Leg.)
3. Amendment of regulation 3 of the Regulations
4. Amendment of regulation 29 of the Regulations
5. Amendment of regulation 30 of the Regulations
6. Insertion of regulation 30A in the Regulations
7. Amendment of Schedule 2 to the Regulations

IN EXERCISE of the powers conferred on the Minister of Investment, Trade and Industry by section 31 of the Trade Act, the following Regulations are hereby made —

- |  |  |
|--|--|
| <p>1. These Regulations may be cited as the Trade (Amendment) Regulations, 2018.</p> <p>2. The Trade Regulations (in these Regulations referred to as “the Regulations”) are amended in regulation 2 by —</p> <p>(a) deleting the definition of “motor dealer”, “distributor” and “wholesale”; and</p> <p>(b) inserting in their correct alphabetical order, the following new definitions —</p> <p>“distributor” means a business which distributes goods and products from a warehouse, of at least 100 square metres at a wholesale scale but does not include imported pre-owned motor vehicles, imported pre-owned earth moving equipment, imported pre-owned heavy duty machinery, imported pre-owned tractors, imported pre-owned motor-cycles;</p> <p>“imported pre-owned motor dealer” means a business that sell imported pre-owned motor vehicles, imported pre-owned earth moving equipment, imported pre-owned heavy duty machinery, imported pre-owned tractors, imported pre-owned motor-cycles including new or used motor spare parts, new tyres, lubricants and motor vehicle accessories.;</p> <p>“local pre-owned” means a motor vehicle, earth moving equipment, heavy duty machinery, tractors, and motor cycles which were bought new locally or imported in a new state;</p> <p>“specialised motor dealer” means a business that sell new and local pre-owned motor vehicles, new and local pre-owned earth moving equipment, new and local pre-owned heavy duty machinery, new and local pre-owned tractors, new and local pre-owned motor cycles including new motor spare parts, new tyres, lubricants and motor vehicle accessories; and</p> <p>“wholesale” means a store of atleast 1500 square metres which sells goods in bulk per product or line item but does not include imported pre-owned motor vehicles, imported pre-owned earth moving equipment, imported pre-owned heavy duty machinery, imported pre-owned tractors, imported pre-owned motor-cycles.</p> | <p>Citation</p> <p>Amendment of regulation 2 of Cap. 43:02 (Sub. Leg.)</p> |
|--|--|

Amendment of regulation 3 of the Regulations

3. Regulation 3 is amended by —
- (a) deleting paragraph (*hh*) ;
  - (b) deleting the word “or” which appears in paragraph (*rr*); and
  - (c) inserting the following new paragraphs immediately after paragraph (*ss*) —
    - “(*tt*) pre-owned motor dealer ; or
    - (*uu*) specialised motor dealer.”

Amendment of regulation 29 of the Regulation

4. Regulation 29 is amended by —
- (a) deleting paragraph (*ee*) ;
  - (b) deleting the word “and” which appears in paragraph (*nn*); and
  - (c) inserting the following new paragraphs immediately after paragraph (*oo*) —
    - “(*pp*) pre-owned motor dealer licence; and
    - (*qq*) specialised motor dealer licence.”.

Amendment of regulation 30 of the Regulation

5. Regulation 30 is amended by —
- (a) deleting the word “and” appearing in paragraph (*p*); and
  - (b) inserting the following new paragraphs immediately after paragraph (*q*) —
    - “(r) cell phone shop license; and
    - (s) imported pre-owned motor dealer license.”.

Insertion of regulation 30A in the Regulations

6. The Regulations are amended by inserting, immediately after regulation 30, the following new regulation —
- “Validity of motor dealer licence 30A. A motor dealer licence issued before the coming into force of these Regulations shall remain valid until its expiry date where upon an application for a new relevant licence shall be made.”

Amendment of Schedule 2 to the Regulations

7. Schedule 2 to the Regulations is amended by —
- (a) deleting the words “ 34. Motor dealer’s licence P1500” appearing therein; and
  - (b) inserting in their correct alphabetical order, the following new entries —
    - “imported pre-owned dealer’s licence P1500; and
    - specialised motor dealer’s licence P1500.”.

MADE this 23rd day of March, 2018.

VINCENT T. SERETSE,  
*Minister of Investment, Trade and Industry.*