

Secondhand Goods Dealers Act 2007
(No. 4 of 2007)

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THE SCHEDULE Secondhand Goods

**REPUBLIC OF SINGAPORE
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The following Act was passed by Parliament on 22nd January 2007 and assented to by the President on 1st February 2007:—

SECONDHAND GOODS DEALERS ACT 2007

(No. 4 of 2007)

I assent.

S R NATHAN,
President.
1st February 2007.

Date of Commencement: 1st December 2007

An Act to provide for the licensing and control of dealers in secondhand goods and for matters connected therewith, to repeal the Secondhand Dealers Act (Chapter 288 of the 1985 Revised Edition) and to make consequential amendments to certain other written laws.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Secondhand Goods Dealers Act 2007 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Interpretation

2.—(1) In this Act, unless the context otherwise requires —

“appointed day” means the date of commencement of this Act;

“goods” in the expression “secondhand goods” means any of the goods specified in the Schedule;

“licence” means a licence issued under section 5;

“Licensing Officer” means the Licensing Officer appointed under section 3 and includes an Assistant Licensing Officer;

“secondhand goods dealer” means any person who deals in secondhand goods;

“shop” includes a stall, house, flat, place of business, place of storage of secondhand goods, an administrative office or any other premises from which the business of a secondhand goods dealer is being carried out, whether electronically or otherwise;

“stolen property” means property, the possession of which has been transferred by theft, extortion or robbery, which has been criminally misappropriated or in respect of which criminal breach of trust or cheating has been committed, whether the transfer has been made or the misappropriation or breach of trust or cheating has been committed within or out of Singapore; but does not include such property which subsequently comes into the possession of a person legally entitled to the possession thereof.

(2) For the purposes of this Act, a reference to a person who deals in secondhand goods includes a reference to a person in Singapore who deals in secondhand goods through the Internet.

(3) Every person in whose shop secondhand goods are found apparently exposed for sale, or who is found in possession of secondhand goods of an unusual quantity, shall be deemed, until the contrary is proved, to be a person who deals in secondhand goods.

Appointment of Licensing Officer and Assistant Licensing Officers

3. The Minister may, by notification in the *Gazette*, appoint a Licensing Officer for the purposes of this Act and may similarly appoint such number of Assistant Licensing Officers as may be necessary.

Dealing in secondhand goods

4.—(1) No person shall deal in secondhand goods except under and in accordance with the conditions of a licence issued under section 5.

(2) Any person who contravenes subsection (1) shall be guilty of an offence.

Issuance, renewal and conditions of licence

5.—(1) An application for a licence shall be —

- (a) made to the Licensing Officer in such form or manner as the Licensing Officer may require; and
- (b) accompanied by —
 - (i) such particulars, information and documents as the Licensing Officer may require; and

(ii) the prescribed fee and any other prescribed charge.

(2) Upon receipt of an application under subsection (1), the Licensing Officer may, in his discretion, issue a licence to the applicant subject to such conditions as the Licensing Officer may think fit to impose.

(3) The Licensing Officer may at any time add to, vary or revoke any condition of a licence imposed under subsection (2).

(4) The Licensing Officer shall, before adding to, varying or revoking any condition of a licence under subsection (3), give the licensee —

- (a) notice in writing of his intention to do so; and
- (b) an opportunity to be heard, within such time as may be specified in the notice, as to why the condition should not be added to, varied or revoked.

(5) Any person who is aggrieved by the decision of the Licensing Officer under this section may, within 14 days of being notified of the decision of the Licensing Officer, appeal in writing to the Minister whose decision shall be final.

(6) A licence may be renewed upon its expiry, and subsections (1) to (5) shall apply, with the necessary modifications, to an application for the renewal of a licence.

(7) Any person who, in making an application for a licence —

- (a) makes any statement or furnishes any particulars, information or document which he knows to be false or does not believe to be true; or
- (b) by the intentional suppression of any material fact, furnishes any information which is misleading,

shall be guilty of an offence.

Form and validity of licence

6. A licence shall —

- (a) be in such form as the Licensing Officer shall determine;
- (b) contain the conditions subject to which it is issued; and
- (c) be valid for such period as may be specified therein.

Transfer of licence

7.—(1) No person shall transfer his licence to another person except with the consent of the Licensing Officer and upon payment of the prescribed fee.