

CIVIC GOVERNMENT (SCOTLAND) ACT 1982

CONDITIONS APPLICABLE TO SECOND-HAND DEALER'S LICENCE

1. The licence is valid until the date shown on the presentation licence which must be displayed clearly within the premises mentioned therein so that it can be seen by members of the public. The licence holder, or, where the licence holder himself is not to be carrying on the day-to-day management of the activity in relation to which this licence applies, the employee or agent who is, shall at all times whilst he is selling goods to the public outwith the aforementioned premises, display on the outer front, upper portion of his outermost garment with the inscribed side clearly visible, a badge of identification issued by the licensing authority which shall include a recent photograph showing a true likeness of the licence holder or his employee or agent as the case may be. The Council shall require from the licence holder, at the time of issue of this licence and badge of identification payment of a sum specified by the licensing authority to cover the cost of manufacture of the badge of identification.
2. The licence holder shall enter and thereafter retain for a period of not less than three years, in books or in electronic records the particulars of each transaction in his business, which particulars shall contain a proper and distinctive description of each article purchased or received by him, the name, place of abode and means of identification (e.g. driving licence, passport, bank book or card, rent book etc) of the person from whom he has purchased or received the same, the date of each transaction, and the price paid or agreed to be paid for such articles.
3. The licence holder shall keep all articles in his shop or other place where his ordinary business is carried on. He shall not dispose of any articles acquired by him except goods bought at auction until the expiry of 48 hours (excluding any time on Saturdays and Sundays) after the date on which it shall appear from his books or electronic records that such articles have been purchased or received.
4. The licence holder shall, at all reasonable times, exhibit and produce, on demand, to an authorised officer of the licensing authority or to the Chief Constable, or to any constable acting under him, all articles in his possession, or which he may have received or purchased by way of trade. He shall also produce for inspection his books or electronic records and / or a printed copy of his electronic records in which the description of any such articles is or should have been entered, when required, in Court, to any trading standards officer duly authorised under the Trade Descriptions Act, 1968 and the Consumer Credit Act, 1974; or to the Chief Constable, or any constable acting under him, in which books or printed copy of his electronic records the constable or authorised officer requiring and obtaining production thereof shall on every occasion subscribe his name immediately following the last entry therein. If it shall be found that any goods or articles which have been stolen, embezzled, or fraudulently obtained are in the possession of the licence holder, he shall, on being informed by the Chief Constable or other constable authorised as aforesaid that such goods or articles were stolen, embezzled, or fraudulently obtained, deposit the same with the Chief Constable, in order that they may be produced in such a manner as may be necessary for the ends of justice, or, upon proof of ownership, to the satisfaction of a Court of Law, restored to the proper owner thereof.

5. If any goods or articles regarding which written printed or oral information shall be given by any Constable to the licence holder as having been stolen, embezzled, or fraudulently obtained, shall then be or thereafter come into possession of the licence holder, he shall, without unnecessary delay, give information at the nearest police station, or to a police officer, that certain goods or articles answering the description of the said goods or articles were offered to him or are in his possession, and shall also state the name and address given by the person by whom the same were offered or from whom the same were received.
6. The licence holder or any person acting on his behalf may not at any time purchase any article from any person who shall apparently be under 14 years of age (unless accompanied by a person of not less than 18 years of age) whether such person is acting on his own behalf, or on behalf of some other person.
7. In these conditions:-
 - a) "The Council" means Aberdeen City Council.
 - b) "The Chief Constable" means the Chief Constable of Police Scotland.