

## CHAPTER 175

### COMMERCIAL TRAVELLERS AND TRANSIENT TRADERS 1935-2

This Act came into operation on 31st May, 1935.

#### **Amended by:**

*1968-35*

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#### **Guide to symbols in historical notes:**

- indicates an amendment made by an Act

/ indicates an amendment made by statutory instrument



## **CHAPTER 175**

### **COMMERCIAL TRAVELLERS AND TRANSIENT TRADERS 1935-2**

#### *Arrangement of Sections*

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4. Burden of proof in relation to domicile



**BARBADOS****COMMERCIAL TRAVELLERS AND TRANSIENT TRADERS  
1935-2**

*An Act relating to commercial travellers and transient traders.*

[Commencement: 31st May, 1935]

**Short title**

1. This Act may be cited as the Commercial Travellers and Transient Traders Act.

**Interpretation**

2. For the purposes of this Act, the expression—  
“transient trader” includes any pedlar, huckster or other person not being domiciled in this Island who carries or exposes for sale any goods, not being the growth, produce or manufacture of the Island, otherwise than in a shop or building.

**Transient traders to obtain licence**

- 3.(1) Every transient trader who comes to this Island for the purpose of selling any article, other than those articles mentioned in subsection (5) of

section 4 of the *Interim Traders Act*, Cap. 180, shall, before exercising his trade, obtain from the Accountant-General a licence to exercise his trade in the Island.

(2) Such licence shall be granted by the Accountant-General on payment of the sum of five hundred dollars and shall be valid for a period of six months from the date of arrival in the Island of the holder thereof and shall entitle him to exercise his trade during such period.

[1968-35]

(3) Where a transient trader required by subsection (1) to obtain a licence before exercising his trade in the Island fails to do so, then the rights of such trader, in respect of any action for goods sold and delivered to any person or under or arising out of any contract made or entered into by him in relation to his trade when he was not the holder of a valid licence granted under that subsection, shall not be enforceable by action or other legal proceeding in any court.

[1968-35]

(4) Any transient trader who commits a breach of subsection (1) or (2) shall be liable on summary conviction to a penalty of two hundred and forty dollars in addition to the payment for a licence.

#### **Burden of proof in relation to domicile**

**4.** In any proceedings under this Act the burden of proof that the defendant is domiciled in the Island shall lie on the defendant.