

LAWS OF FIJI

CHAPTER 126

MARKETS

Ordinances Nos. 26 of 1940, 2 of 1945, 25 of 1960, 22 of 1966, Act No. 14 of 1975

**AN ACT TO PROVIDE FOR THE ESTABLISHMENT AND REGULATION
OF MARKETS**

[1st May, 1945.]

Short title

1. This Act may be cited as the [Markets Act](#).

Power to establish markets

2. The Minister may, by notice published in the Gazette –

(a) establish markets;

(b) provide all such matters and things as may be necessary for the convenient use of the market;

(c) take stallages, rents, fees and tolls in respect of the use by any person of any market;

(d) demolish, reconstruct, abolish, close or move any market; and

(e) appoint inspectors of markets.

The powers conferred by paragraphs (b), (c), (d) and (e) may be exercised in respect of a market established under the provision of this Act or before the commencement of this Act.

(Section amended by 22 of 1966, s. 2.)

Management of markets

3. The Commissioner of a Division or such other person as the Minister may appoint shall have control and management of each market established under the provisions of this Act. *(Substituted by 22 of 1966, s. 3.)*

Power to make regulations and by-laws

4.—(1) The Minister may make regulations for the following purposes:—

(a) regulating the use of markets and market buildings, and keeping order, preventing obstructions, and maintaining cleanliness therein or in the approaches thereto;

(b) prescribing the goods which may be sold in any market;

(c) prohibiting the sale of any specified kind of goods within any specified area surrounding a market lawfully established not exceeding three miles from the boundary of the market;

(d) requiring goods brought into markets for sale to be sold by public auction, and imposing and providing for the collection of a fee payable on the amount realized;

(e) providing for the fixing of stallages, rents and tolls and for the collection thereof; (*Substituted by 25 of 1960, s. 2.*)

(f) fixing the days and the hours during each day on which a market may be held and preventing the sale and purchase of goods in the markets on any days or at any hours except those fixed;

(g) prescribing the weights, scales and measures to be used in the sale of any particular produce and regulating the use thereof;

(h) the examination of produce or articles of food;

(i) fixing the maximum price which may be demanded on the sale by retail of any article of food in a market;

(j) regulating the duties and conduct of inspectors and other persons appointed for the purposes of this Act; and .

(k) generally for carrying into effect the purposes of this Act.

(Amended by 22 of 1966, s. 4.)

(2) Any person offending against any such regulation shall be liable to a fine of forty dollars. *(Subsection amended by 2 of 1945, s. 129.)*

Markets not to be established without authority

5.—(1) After the commencement of this Act no person shall, without the consent of the Minister –

(a) establish any market;

(b) being the owner, lessee or occupier of land, permit a market to be established thereon; or

(c) maintain, conduct or manage a market established in breach of the provisions of this section.

(2) Any person offending against the provisions of this section shall be liable to a fine of two hundred dollars and a further penalty of ten dollars in respect of every day on which the offence is continued after conviction.

(Amended by 2 of 1945, s. 129.)

Markets not to be continued after closing order

6. Whenever the Minister has ordered any market, whether established before or after the commencement of this Act, to be closed, any person who, having control over the market or the land on which the market is held, keeps the market open or permits it to be used as a market after he has been notified of such order, shall be liable to the fines prescribed in section **5**, and any person who sells or purchases any goods in such market after having been notified of such order as aforesaid shall be liable to a fine of two dollars.

(Amended by 2 of 1945, s. 129, and 22 of 1966, s. 5.)

Application

7. This Act shall not apply to markets established within the boundaries of any town. (*Substituted by 22 of 1966, s. 6, and amended by 14 of 1975, s. 28.*)

Controlled by Ministry of Urban Development, Housing and Social Welfare