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CONTENTS

No. Page

LEGAL NOTICE

158 Trading Enterprises (Amendment) Regulations, 2011 ..... 1071

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## LEGAL NOTICE NO. 158 OF 2011

**Trading Enterprises (Amendment) Regulations, 2011**

Pursuant to section 34 of the Trading Enterprises Act 1993<sup>1</sup>, I,

**DR. LEKETEKETE KETSO**

Minister responsible for trade and industry, cooperatives and marketing, make the following regulations:

**Citation and commencement**

1. These regulations may be cited as the Trading Enterprises (Amendment) Regulations, 2011 and shall come into operation on the date of publication in the Gazette.

**Application for licenses**

2. The Trading Enterprises Regulations 1999<sup>2</sup> (in these regulations referred to as the "principal regulations") are amended in regulation 11 (1)(e), by deleting subparagraph (ii) and substituting the following subparagraph -

"(ii) where necessary, a public health inspection in respect of the business premises and the public health inspection report shall contain such information as the Director of trade may specify or require".

**Amendment of regulations 15 and 17**

3. The principal regulations are amended by deleting regulations 15 and 17.

**Transfer fee**

4. The principal regulations are amended in regulations 18 by deleting the figure "M50.00" and substituting the figure "M100.00".

### Penalties

5. The principal regulations are amended by deleting regulation 30 and substituting the following -

#### “Penalties

30. A person who contravenes a provision of these regulations commits an offence and is liable on conviction to a fine not exceeding M10,000.00 or imprisonment for a period not exceeding one year or both”.

### Amendment of the First Schedule

6. The First Schedule to the principal regulations is amended in -

(a) Part 1 item 6, by inserting the following new sub-item after sub-item 2:

“(3) A wholesale business shall operate at the premises where there is sufficient parking space for customers.

(4) The wholesale license shall only be issued in respect of a business that has a floor space of not less than one thousand square meters.

(5) The wholesale license shall be issued for any location as an investor think necessary to set up a business as long as it meets other requirements as a wholesaler.”;

(b) Part II by deleting Part II and substituting the following -

#### FIRST SCHEDULE: PART II LICENSING FEE (REGULATION 12)

Item: Business Activity	License fee (in Maluti) payable by individual license holders	License fee (in Maluti) payable by other license holder
1. Agent of a foreign firm	300	600

2.	Broker	300	600
3.	Advertising Agent	150	300
4.	Pharmacy	400	600
5.	Consultant	300	600
6.	Wholesaler	700	1400
7.	Supermarket	500	1000
8.	Mini-Market	300	600
9.	General Dealer	300	600
10.	General Cafe	150	300
11.	Café	100	
12.	Butchery	150	300
13.	Snack Bar	150	300
14.	Dairy shop	150	300
15.	Hair and Beauty Salon	150	300
16.	Barber shop	150	
17.	Cinema Theatre	150	300
18.	Laundry	150	
19.	Dry cleaner	150	300
20.	Builder and Contractor	150	300
21.	Motor Dealer	300	600
22.	Petrol Dealer	300	600
23.	Motor Garage	150	300
24.	Dealer in Furniture and household articles	300	600
25.	Footwear and Textile	200	400
26.	Sport shop	150	300
27.	Music shop	150	300
28.	Curio shop	150	300
29.	Florist	150	300
30.	Book store	150	300
31.	Domestic fuel	150	300
32.	Hardware Store	150	300
33.	Funeral undertaker	150	300
34.	Workshop	150	300
35.	Specialised Dealer in Cosmetics	150	300
36.	Scrap yard Dealer	150	300
37.	Hawker	100	200
38.	Auctioneer	720	1440
39.	Street photographer	200	

1074

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40.	Cleaning Agent	1000	2000
41.	Automatic Car wash	150	300
42.	Tentage Dealer	400	800
43.	Gift shop	150	300

**DATED:**

**DR. LEKETEKETE KETSO**  
**MINISTER OF TRADE AND INDUSTRY, COOPERATIVES AND**  
**MARKETING**

**NOTE**

1. Act No. 11 of 1993
2. L.N. 107 of 1999 as amended by L.N. No. 20 of 2011