

Pawnbrokers Rules

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Legislative History

PAWNBROKERS ACT (CHAPTER 222, SECTION 50)

PAWNBROKERS RULES

R 1

REVISED EDITION 1994

(30th March 1994)

[1st December 1977]

Citation

1. These Rules may be cited as the Pawnbrokers Rules.

Application for licence

2. An application for the issue or renewal of a licence shall be made to the Registrar and shall be in such form as he may require.

Particulars required in application

- 3.—(1) Every applicant for the issue or renewal of a licence shall at his own expense provide 3 copies of a recent photograph of himself.

- (2) Where an application is made —

- (a) by a body corporate, the application shall be made in the name of the body corporate and signed by the managing director or the general manager of the company; or

- (b) by a firm, the application shall be made in the name of a partner or the general manager of the firm.

Notice of application, etc.

4. Every applicant for the issue of a licence shall —

- (a) at his own expense, advertise his application within one week of the date thereof in one English and one Chinese newspaper for two consecutive days;
- (b) cause a copy of the application to be posted for a period of 3 weeks from the date thereof at the principal entrance to the premises to which the application refers; and
- (c) permit the Registrar or any person authorised in writing by him, any police officer not below the rank of Inspector and any officer authorised in writing in that behalf by the appropriate building authority to enter and inspect his premises.

Applications to be referred to Police and building authority and to be posted on notice board

5. The Registrar shall immediately upon receipt of any application for the issue or renewal of a licence —

- (a) forward a copy thereof to the Commissioner of Police for investigation; and
- (b) cause a copy thereof to be posted on the public notice board of the Registry of Pawnbrokers.

Notice of objection

6.—(1) Any person may lodge with the Registrar within 3 weeks of the date of any application for the issue of a licence a written notice of objection to the issue of the licence.

(2) Every notice of objection shall be signed by the person lodging it and shall state briefly the reasons for his objection.

(3) The person lodging the notice of objection may appear at the Registrar's office in person or by an advocate and solicitor to support the objection.

(4) The Registrar shall not be bound to consider any notice of objection which does not comply with this rule.

Grounds of objection to be referred to applicant

7. The Registrar shall upon receipt of a notice of objection under rule 6 forthwith inform the applicant and the Commissioner of Police of the grounds of the objection.

Fee for licence

8.—(1) The licence issued by the Registrar shall be in such form as he may direct.

(2) The fee for every licence shall be \$2,500.

Monthly returns

9.—(1) Every pawnbroker shall submit monthly returns to the Registrar which shall be in such form as the Registrar may require. Such returns shall reach the Registrar not later than the end of the second week of the following month.

(2) Any pawnbroker who neglects or fails to submit such monthly returns shall be guilty of an offence.

Duty to give information

10.—(1) Every pawnbroker shall furnish to the Registrar or any person authorised in writing by him, at such time and in such manner as the Registrar may reasonably require, information and data relating to his business as a pawnbroker.

(2) Every pawnbroker who —

(a) neglects or fails to furnish such information or data within the time specified by the Registrar or any person authorised in writing by him; or

(b) wilfully withholds or furnishes any false or misleading information or data to the Registrar or any person authorised in writing by him,

shall be guilty of an offence.

Inspection of pledge-book, etc.

11. The Registrar may by notice in writing require any pawnbroker to produce for his inspection or for the inspection of any person authorised in writing by him any pledge-book, sale-book of pledges or other books or documents relating to his business as a pawnbroker.

Licence not to be transferred

12. No pawnbroker shall transfer or assign the benefit of his licence to any other person.