SUNDAY TRADING LAW

(2014 Revision)


Revised under the authority of the Law Revision Law (1999 Revision).
Originally enacted-

Cap. 161-1st January 1964

Originally made-

Order 1964-28th October, 1964
Order 1989-7th February 1989
Order (No.2) 1989-6th December 1989
Order 1990-27th November 1990
Order (No. 2) 1990-27th November 1990
Order (No. 2) 1991-3rd December 1991
Order 1992-28th January 1992
Order 1993-19th January 1993
Order 1994-11th January 1994
Order 1995-24th January 1995
Order 2002-19th July, 2002
Order (No.2) 2002-19th July, 2002

Consolidated and revised this 31st day of July, 2014.

Note (not forming part of the Law): This revision replaces the 2003 Revision which should now be discarded.
SUNDAY TRADING LAW

(2014 Revision)

ARRANGEMENT OF SECTIONS

1. Short title
2. Definition
3. Business places not to open on prohibited days
4. Powers of police
5. Sale, offer or exposing of goods for sale on prohibited days
6. Exempted premises and goods
7. Division of certain premises
8. Delivery of goods sold by retail
9. Offences and penalties

Schedule: Premises not subject to the Law
SUNDAY TRADING LAW

(2014 Revision)

1. This Law may be cited as the Sunday Trading Law (2014 Revision).

2. In this Law—

“prohibited day” means a Sunday, Good Friday or Christmas Day.

3. A person shall not open any place of business on a prohibited day.

4. Any constable may require any person contravening section 3 to close the place of business concerned and it shall be the duty of that person to comply forthwith with such requirement.

5. A person shall not sell, offer or expose for sale any goods, ware or merchandise on a prohibited day.

6. (1) This Law shall not apply to the premises specified in the Schedule.

(2) The Cabinet may, from time to time, by order, vary the Schedule.

7. (l) Subsection (2) shall apply where—

(a) in any premises a trade or business of any kind is carried on in conjunction with, or by or on behalf of the same person as, one or more than one trade or business of another kind; or

(b) any trade or business carried on in those premises is of such a kind that if carried on there alone it could by virtue of section 6 be lawfully carried on on a prohibited day.

(2) In any premises to which subsection (l) applies such trade or business as is referred to in paragraph (b) thereof may lawfully be carried on on a prohibited day only if any part of the premises not wholly used for the purposes of that trade or business is properly partitioned off from the public and from public view while trade or business is being carried on.

8. Goods sold by retail to a customer shall not be delivered or despatched for delivery from a shop at any time when, under this Law, a customer could not be served with those goods in that shop.

9. A person who contravenes this Law commits an offence and is liable on summary conviction to a fine of five hundred dollars for a first conviction and to
a fine of one thousand dollars or to imprisonment for six months for a second or subsequent conviction.

SCHEDULE

section 6

Premises Not Subject to the Law

1. Druggist shops and dispensaries in relation to the sale of medical stores only.

2. Restaurants, hotels and lodging houses.

3. Establishments for the sale of motor fuel or oils, in relation to the sale of those items.

4. Motor vehicle repair shops or service stations, in relation to the sale of those items and of spare parts for motor vehicles.

5. Establishments for the sale of bread, ice-cream, non-alcoholic beverages, milk, newspapers, bottled water and water in bulk, in relation to the sale of those items.

6. Establishments governed by any law for the time being in force in the Islands regulating the sale of intoxicating liquor, in relation to the sale of intoxicating liquor.

7. Establishments approved by the Cabinet by publication in the Gazette for the sale of duty-free goods.

8. Establishments concerned in watersports or sightseeing attractions.

9. Establishments within the curtilage of a hotel in relation to the sale of souvenir items, toiletries and medical supplies.

10. Establishments engaged in the sale or supply of funeral caskets or flowers, in relation to the sale or supply of those items.

11. Establishments for the sale of victuals, stores or other necessaries required for a ship or aircraft on arrival at or immediately before departure from a port or airport in the Islands, in relation to the sale of those items.
12. Hairdressing and beauty salons.

13. Airline and shipping offices.

14. Establishments carrying on retail business at an airport.

15. Establishments concerned in the rental of motorcars, motor-cycles or bicycles, or in the rental or charter of boats, in relation to such rentals or charters.

16. Establishments engaged in the sale or supply of toiletries, in relation to the sale or supply or those items.

17. Establishments engaged in the sale or supply of baby products (other than clothing and toys), in relation to the sale or supply of those items.

18. Establishments concerned in the provision of such essential services as may be prescribed by the Cabinet by order.

19. Establishments in Grand Cayman selling, mainly to tourists, duty-free goods, locally produced goods or souvenir items, in relation to those goods, during the permitted opening hours of the prohibited days as specified by variation orders made, from time to time, under section 6(2).

20. Establishments engaged in the conduct of public cinematographic exhibitions, in relation to the exhibition, on Sundays between the hours of 2:00 p.m. and midnight of films which have been designated by the British or American Film Censorship Authorities as suitable for viewing by children aged seventeen years and under.

Publication in consolidated and revised form authorised by the Cabinet this 16th day of September, 2014.

Kim Bullings
Clerk of Cabinet