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consolidated\_act\_2000\_270.docAmms AND Occupations CHAPTER 270 AUCTIONEERS ACT. Part I — General. 1. Interpretation. 2. The auctioneer's business. Part II — Certificates. 3. Auctioneers shall be licensed. 4. General and local licences. 5. General authorisations required for certain places. 6. Issuing certificates on a discretionary basis. 7. Security may be necessary. 8. Fees. 9. Expiry of licences. 10. Forms. Part III — Sale by auction. 11. Auctioneers approve the sale of property offered by all owners. 12. Restriction of certain sales. 13. Name and address of the auctioneer to be shown for sale. 14. Sales without reservation, booking price, etc. — Recovery of purchase money and payment. 15. Suspension or revocation order of the licence. 17. The auctioneer's licence is not necessary in certain cases. 18. Rules. Schedules payments for the first schedule of the auctioneer's licences. CHAPTER 270 AUCTIONEERS ACT. A law that applies to an auctioneer. Part I — General. 1. Interpretation. Unless otherwise otherwise provided for in the context, (a) all persons selling at auction are members of the auctioneer; (b) the licensing authority (c) for any city, municipality or city, its council or board; and (d) in the case of places outside the city, municipality or city, the Managing Director of the Administration, (e) the owner of the person legally entitled to sell the property. 2. The auctioneer's business. Anyone who sells or offers for sale movable or immovable property or ownership of a property in any sale or sale, if the person becomes or may become the buyer of the property or an interest in the property through competition and is the highest bidder, either by being the sole bidder or by adding offers from others or by the sale of an auctioneer or auctioneer or other person or by any other form of competitive selling, shall be deemed to continue the auctioneer's business. Part II — Certificates. 3. Auctioneers shall be licensed. (1) Save as otherwise provided for in Article 17, no one may continue the auctioneer's business without being authorised for that purpose under that law, either by a general licence or by a local licence applicable to the place where he continues his business. (2) Any person who infringes this Section commits an offence and is liable to pay a fine of up to 1 000 shillings. 4. General and local licences. The certificates are: (a) a general authority authorising the licensee to continue the auctioneer's business anywhere in Uganda; (b) a local person authorising the licensee to continue the auctioneer's business only at the place designated on the licence. 5. General authorisations required for certain places. (1) No local licence shall permit a person to continue the auctioneer's business in Entebbe, Kampala or Jinja and may continue that business in any of these locations only by the holder of a general licence. (2) By legislative act, the Minister may add any other place to the rights of this Section. 6. Issuing certificates on a discretionary basis. The licensing authority may, at its discretion, grant or suspend the authorisation if it can be appealed to the Minister. 7. Security may be necessary. Before granting an authorisation, the applicant shall, if required by the rules adopted pursuant to this display, provide assurance in the form and amount prescribed to be responsible for the faithful discharge of his or her duties. 8. Fees. The fees specified in the first timetable of this Act shall be paid for licences granted under this Act. 9. Expiry of authorisations. All annual licences shall expire on 31 December each year, unless they have previously been withdrawn; and all six-month licences shall expire on 30 June or 31 December following the date of issue, unless they have previously been withdrawn. 10. Forms. Licences shall be made on one of the forms prescribed in the second schedule of this Act and shall be made to the necessary amendments. Part III — Sale by auction. 11. Auctioneers approve the sale of property offered by all owners. (1) Each authorised auctioneer shall, under the control of the owner of the property, accept the sale of property which he has not prohibited by law from being sold and which he may be offered for sale in the place where he carries on his ordinary business as an auctioneer and shall sell the property where the owner so requires, or as soon as possible thereafter, taking into account the sale of other assets to which he has been confined, except that the auctioneer is not obliged to sell the property until seven days after he has approved the sale of the property. (2) Nothing should be held in this Section which restricts the auctioneer from selling more than one owner's property for the same sale in such a way that the goods are distributed successively and in such a way that the owner's goods are not mixed with those of the other owner. 12. Restriction of certain sales. (1) The auctioneer's permission shall not authorise any person to sell revocated liquor, amended or replacing the provisions of the Alcohol Act or amended or replacing it. Unless otherwise provided by law, no auctioneer's licence shall permit a person to sell or sell on behalf of or for the benefit of himself or any other person whose sale or sale is prohibited for persons other than those duly licensed to sell or otherwise authorised for that purpose. 13. Name and address of the auctioneer to be shown for sale. (1) Before the start of the auction, each authorised auctioneer shall display, in a visible part of the room or place where the auction is held, a ticket or printing containing his actual and complete name and place of residence, printed or written in large letters, in public, in a visible and legible manner. (2) If the auctioneer fails to comply with this Section, he shall commit an offence and be liable for the offence with a maximum of 150 shillings. 14. Sales without reservation, booking price, etc. (1) Where it is found that the sale is without or for the purpose of the reservation, the owner or any person acting on his behalf or a person employed by him should not bid for the sale or the auctioneer must knowingly make such bids. (2) Where it is found that the sale is subject to a reserve price for one or more lots, the owner or the person employed by him is legally required to bid one bid for each such lot and not more. (3) Where it is established that a sale has the right of the owner to bid, the owner or a person on his behalf, but not more than one person, is legally required to bid at auction in a manner which he considers appropriate. (4) Where an owner or a person employed by or on his behalf bids in any sale contrary to the provisions of paragraphs 1 to 4, the purchaser may refuse to complete his purchase, but the highest bona fide bidder is entitled, if he so decides, to obtain immovable or movable property at the price offered. (5) The auctioneer may not make an offer on his own behalf or as an agent on behalf of any other person unless he declares, after the offer has been submitted, that the offer is his bid. (7) An auctioneer who knowingly receives or makes an offer in breach of the provisions of this Section commits an offence and is liable to pay a fine of up to 1 000 shillings and to suspend or revoke his licence until 15 June 2005. 15. Purchase money and payment. (1) The auctioneer who makes the sale by auction shall have the right to bring an action, recover and release all amounts payable for the sale, unless otherwise agreed between him and the owner. (2) Unless otherwise agreed between him and the owner, the auctioneer shall be liable to pay all net proceeds from the sale of the property to the owner within 10 days of the sale of the property. 16. Suspension or revocation order of the licence. (1) A court which imposes a fine on an auctioneer under this law or convicts the auctioneer of any offence relating to property held for sale or the acquisition of property for sale may, if it appears that the nature of the offence is such that it requires the auctioneer's licence to be revoked or modified, make an order to that effect, and the certificate shall be suspended or withdrawn accordingly. (2) The court issuing an order suspending or revoking an authorisation shall immediately inform the issuing/licensing authority of that provision. 17. The auctioneer's licence is not necessary in certain cases. A person selling movable or immovable property by auction need not take the authorisation required by this court in the following cases: (a) a pound master or a pound guard selling confiscated animals; (c) an official employed by the Government who sells government property or a government supervisor; (d) any person selling his own property. 18. Rules. The Minister may adopt rules on the better execution of the purposes and provisions of this display and may, inter alia: (a) require an applicant authorised under this display to provide security for the faithful performance of his or her duties and to determine the amount of order required and the forms in which security can be accepted; (b) may determine the maximum amount of the premium which the auctioneer is entitled to claim, recover or retain as compensation for his services and provide that the agreement to pay or allow a higher rate laid down is not binding; and (c) may impose penalties which do not exceed a fine of 750 shillings for violating such a rule and may provide that if a person authorised under this law infringes any rule, the court may suspend or revoke the authorisation. SCHEDULES First schedule. p. 8. Fees for the auctioneer's licences. Six-month payment shs. Annual fee shs. General authorisation of 170 300 against a local licence (which may not be granted to Entebbe, or Jinja) 80,100 Second schedule. p. 10. Forms. Republic of Uganda A. Auctioneers General permit.

Payments made: \_\_\_\_\_  
Ugandan Republic Form B. Auctioneers Local License.  
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Historia: Kantä 261. Cross-reference wine law, Law 93. 93

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