

CAYMAN ISLANDS



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**THE TRADE AND BUSINESS LICENSING LAW, 2015  
(LAW 21 OF 2014)**

**THE TRADE AND BUSINESS LICENSING (AMENDMENT OF  
SCHEDULES) REGULATIONS, 2015**



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**THE TRADE AND BUSINESS LICENSING LAW, 2014  
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**THE TRADE AND BUSINESS LICENSING (AMENDMENT OF  
SCHEDULES) REGULATIONS, 2015**

The Cabinet, in exercise of the powers conferred by section 40 of the Trade and Business Licensing Law, 2014 (Law 21 of 2014), makes the following Regulations -

1. (1) These Regulations may be cited as the Trade and Business Licensing (Amendment of Schedules) Regulations, 2015. Citation and commencement

(2) These Regulations shall come into force immediately after the coming into force of the Trade and Business Licensing Law, 2014.

2. The Trade and Business Licensing Law, 2014 (Law 21 of 2014) is amended in Part B of Schedule 1 as follows - Amendment of Schedule 1 to the Trade and Business Licensing Law, 2014 (Law 21 of 2014) - fees

(a) under the heading "Professional" by deleting paragraph 3 and substituting the following paragraph -

"3. Agency providing temporary employees	\$1,000 for each agency; and \$750 for each outsourced employee. Outsourced employee fee not applicable where employee is Caymanian"; and
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(b) under the heading "Commerce" by inserting after paragraph 5 the following paragraph -

"6. Vendor of intoxicating liquor	being a business which is an applicant for a licence or the renewal of a licence under the Liquor Licensing Law (2000 Revision) but excluding merchants and wholesalers, restaurateurs, service stations and any other business for which the disposal of intoxicating liquor is only a part of the goods or services offered and for which this Schedule provides an appropriate category	\$100".
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3. The Trade and Business Licensing Law, 2014 (Law 21 of 2014) is amended by deleting Schedule 3 and substituting the following Schedule -

**“SCHEDULE 3**

**(Sections 35 and 40)**

**FORM OF TICKET**

**THE TRADE AND BUSINESS LICENSING LAW, 2014**

**FRONT OF TICKET**

TICKET NUMBER	NAME OF PERSON & DATE OF BIRTH:
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DATE & TIME:	TRADE OR BUSINESS NAME/LICENCE No.:
LOCATION:	TELEPHONE & EMAIL:

**LIST OF TICKETABLE OFFENCES**

No.	Description of ticketable offence.	Section	Fixed penalty	Tick relevant box
1.	Carrying on a trade or business in the Islands without a valid licence (first offence)	17(1) TBL	\$500	
2.	Destroying or altering or causing to be destroyed or altered, any document, record, equipment required to be produced	17(6)(a)TBL	\$2,500	
3	Hindering or obstructing or preventing or interfering with a trade officer or police officer in the exercise of the trade officer’s or the police officer’s powers under this Law	17(6)(b)TBL	\$2,500	
4.	Fails to remove all advertising in contravention of section 17	17(6)(c)TBL	\$500	
5.	Failing to comply with a condition or restriction	21(4) TBL	\$1000	
6.	Failing to display licence as required	22(1) TBL	\$100	
7.	Failing to notify Board of change of address	26(1) TBL	\$100	
8.	Hindering or obstructing or preventing or interfering with the Board in the exercise of the Board’s powers under this Law.	28(2)(a)TBL	\$2,500	
9.	Failing without reasonable excuse to answer any question relating to any register, book, record or other document or any relevant matter when required to do so by the Board.	28(2)(b)TBL	\$2,500	
10.	Failing to comply with a direction of the Board.	28(5) TBL	\$1,000	
11.	Using the word “licensed” in juxtaposition with any	34(1) TBL	\$2,500	

	word describing a trade or business carried on by the licensee on the ground only that the licensee is licensed under this Law.			
<p>I, the undersigned trade officer of the Department of Commerce and Investment, have reason to believe that _____</p> <p style="text-align: center;"><i>(Name of Person)</i></p> <p>has committed the following ticketable offence detailed in the second column with the respective fixed penalty in the fourth column -</p> <p>_____</p> <p>the facts being that _____</p> <p>_____</p> <p style="text-align: center;"><i>(Provide a summary of the facts of offence and the provision contravened)</i></p> <p>Time and place at which offence committed: _____</p> <p>_____</p>				
<p>The person on whom this ticket is served -</p> <p>(a) may pay the fixed penalty prior to the _____ day of _____, 20__;</p> <p>(b) may enter a plea of "not guilty" up to twenty-eight days after being served and indicate now an intention to plead "not guilty" by ticking box <input type="checkbox"/>; or</p> <p>(c) where the ticket is not paid or there is no notification of an intention to plead "not guilty", must attend the Summary Court:</p> <p style="padding-left: 40px;">in Grand Cayman, at 10 am on Tuesday, _____ 20__ ;</p> <p style="padding-left: 40px;">in Cayman Brac, at 10 am on Thursday, _____ 20__</p> <p>I am an officer authorized by the Department of Commerce and Investment and I certify that I served this ticket on the person named on the date and time stated above.</p> <p>_____</p> <p style="text-align: center;"><i>(Name of Officer)</i> <span style="margin-left: 150px;"><i>(Signature)</i></span></p>				
<b>PLEASE SEE BACK OF TICKET</b>				
<p><b>Criminal proceedings shall not commence until thirty-eight days after being served with this ticket. If you fail to pay the fixed penalty or to attend Court, a warrant of arrest may be issued and you may be kept in custody until you can be brought before the Court.</b></p>				

BACK OF TICKET

**PLEASE READ CAREFULLY**

**1. PAYMENT**

You may discharge liability to being convicted by delivering a copy of this ticket and the total amount of the penalty set out in this ticket to the Department of

Commerce and Investment at the address indicated below prior to the date set out at (a) on the Front of Ticket, being twenty-eight days after the service of this ticket.

Payments by cheque or money order are to be made payable to the Cayman Islands Government. *Please print the ticket number on the front of the cheque or money order.*

## **2. PLEA OF NOT GUILTY**

If you wish to plead not guilty, deliver a copy of the ticket to the Clerk of Court within 28 days of being served with this ticket. You must attend court on the date given at (c) on the Front of Ticket.

You may deliver the copy of the ticket to the Clerk of Court -

- (i) where ticket is served in Grand Cayman by taking a copy of the ticket to the Criminal Registry at the Court, George Town on any working day between 9 am and 3 pm or by sending the copy of the ticket by email to [TBLTickets@judicial.ky](mailto:TBLTickets@judicial.ky); or
- (ii) where ticket is served in Cayman Brac or Little Cayman, by sending the copy of the ticket by email to [TBLTickets@judicial.ky](mailto:TBLTickets@judicial.ky) or taking a copy of the ticket to the Department of Commerce and Investment at the Bodden and Bodden Building #143 Stake Bay.

## **3. FAILURE TO PAY**

Consequent on your failure to pay the fixed penalty specified in paragraph (a) or to enter a plea under paragraph (b), you are summoned to appear at the Summary Court at George Town or, where served on Cayman Brac or Little Cayman, at Cayman Brac at 10:00 a.m. on the date set out at paragraph (c) on this ticket.

If you fail to appear, the magistrate may issue a warrant of arrest to compel your attendance. The date of the hearing shall be no less than thirty-eight days after the service of the ticket.

### **NOTICE**

#### **This ticket may be used as evidence of the Department or the Board**

**Submit or send payment to:** The Department of Commerce and Investment, Government Administration Building, Elgin Avenue, George Town or at the District Administration Office in Cayman Brac or Little Cayman.

**Hours of operation - (George Town and Cayman Brac):** 8:30 am - 4:00 pm;

**(Little Cayman):** 9:00 am - 4:00 pm

Made in Cabinet the 16<sup>th</sup> day of December, 2015.

Kim Bullings

Clerk of the Cabinet.