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**THE SHOPPING HOURS AMENDMENT ORDINANCE,  
1936.**

Western Samoa

No. 5, 1936.



**AN ORDINANCE**

made by the Administrator of the Territory of Western Samoa with the advice and consent of the Legislative Council of that Territory, and in pursuance of the Samoa Act, 1921.

1. This Ordinance may be cited as "The Shopping Hours Amendment Ordinance, 1936." Short Title.

2. Section 5 of "The Ordinances Amendment Ordinance 1934" Repeal. (amending "The Shopping Hours Ordinance, 1931," hereinafter called the principal Ordinance) is hereby repealed.

3. Subsection (2) of Section 3 of the the principal Ordinance is hereby amended by adding thereto the following paragraph— Section 3 Amended.

or (e) the occupier or any of his assistants sells or attempts to sell or delivers or attempts to deliver any goods Provided that a shop shall not be deemed to be open merely by reason of the fact that goods sold during regular working hours are delivered to Customers away from the shop within half an hour after regular working hours.

4. (1) Paragraph (b) of subsection (1) of Section 4 of the principal ordinance is hereby amended by Section 4 Amended.

- (a) deleting subparagraph (ii) and substituting therefor
- (ii) A garage proprietor as defined in the second schedule of the Revenue Ordinance 1929 ;

(b) by adding thereto the following subparagraph  
(iv) a photographer or ;

(2) Subsection (2) of Section 4 is hereby repealed and the following substituted therefor:--

(2) (a) Notwithstanding anything contained in this Ordinance it shall be lawful :

- (1) to sell or deliver bread from premises wherein is carried on only the business of a licensed bakery as defined in "The Samoa Health Amendment Ordinance, 1936" on any day between the hours of 5 a.m. and 7 p.m.
- (2) to open or keep open on any day other than a Sunday or a Public Holiday between the hours of 5 a.m. and 7 p.m. any shop wherein is carried on only the businesses of a butcher and ice manufacturer or either of them.
- (3) to sell and deliver fresh meat and ice or either on any Sunday or Public Holiday between the hours of 5 a.m. and 10 a.m. from any shop wherein is carried on only the businesses of a butcher and ice manufacturer or either of them.
- (4) to open or keep open on any day between the hours of 6 a.m. and 11.30 p.m. any shop or premises wherein is carried on only the businesses of a tobacconist and a confectioner or either of them.

(b) The businesses of a butcher baker tobacconist and a confectioner shall for the purposes of the last preceding paragraph be deemed to be the respective businesses as defined in the second Schedule to the 'Revenue Ordinance, 1929'.

Combined  
Shops.

5. Where the occupier of a shop conducts two or more businesses for which different regular working hours are prescribed under the principal Ordinance and its amendments (or conducts an additional business for which no regular working hours are so prescribed) in one building or premises or in buildings or premises adjacent to one another such businesses shall be deemed to be carried on in one shop except where there are separate entrances for each class of business leading directly from a public thoroughfare and the building or premises are sufficiently subdivided for the purpose of each class of business to the satisfaction of the Inspector of Police.

Refreshment  
Stalls.

6. Notwithstanding the provisions of the principal Ordinance the occupier of any place wherein a public entertainment as defined by Subsection (1) of Section 22 of "The General Laws Ordinance, 1931," is being conducted may at any time during which such place is open bona fide for the purposes of such entertainment (if duly licensed under "The

Revenue Ordinance, 1929' so to do) sell therein refreshments and smoking requisites to persons who have been duly admitted thereto for the purpose of witnessing or taking part in such entertainment.

Assented to this 30th day of December, 1936.

A. C. TURNBULL,

(L.S.)

Acting Administrator.

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By Authority:

JOHN WILLIAM LISTON, at the WESTERN SAMOA MAIL,  
APIA, WESTERN SAMOA.