

UNEDITED

The Auctioneers Act

being

Chapter 146 of *The Revised Statutes of Saskatchewan, 1920*
(assented to November 10, 1920).

FOR HISTORICAL REFERENCE ONLY

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER 146

An Act respecting Auctioneers

Short title

1 This Act may be cited as *The Auctioneers Act*.

R.S.S. 1920, c.146, s.1.

Licenses

2 No person shall carry on the business of an auctioneer or conduct a sale by auction within Saskatchewan without having first obtained a license therefor from the Provincial Secretary, and no city, town, village or rural municipality or officer thereof shall issue or permit the issue of a license to any auctioneer who does not first produce a provincial license then in force hereunder.

1912, c.36, s.1; R.S.S. 1920, c.146, s.2.

Property sold

3 All property sold by auction in Saskatchewan shall be sold by an auctioneer duly licensed under this Act except:

- (a) the movable and immovable property of the Crown;
- (b) any property sold by the authority of a municipality where the upset price, or the amount to be realised from all the property sold at any one sale does not exceed in the aggregate \$100;
- (c) property sold under the authority of a court or under a power of sale contained in a mortgage and in accordance with the provisions of *The Land Titles Act*;
- (d) agricultural products sold under the auspices of an agricultural society organised under the provisions of *The Agricultural Societies Act* or under the auspices of the Extension Department of the College of Agriculture or the Provincial Winter Fair Board or any recognised provincial breeders' association.

1912, c.36, s.2; R.S.S. 1920, c.146, s.3.

Grades of licenses

4(1) There shall be three grades under this Act which shall, subject to the provisions of subsection (2), authorise the holders thereof to sell by auction within the limits, and only within the limits, covered by their respective licenses, namely:

- 1. A license authorising the holder to sell in any place within Saskatchewan;
- 2. A license authorising the holder to sell in any place within Saskatchewan except cities;
- 3. A license authorising the holder to sell in any place within Saskatchewan except cities or towns.

(2) Every holder of a license shall conform to the lawful regulations respecting the licensing of auctioneers in force in any municipality within which he is authorised to sell.

(3) No municipality shall make regulations which shall discriminate between the holders of licenses hereunder.

1912, c.36, s.3 (redrawn); R.S.S. 1920, c.146, s.4.

License fees

5 There shall be paid to the Provincial Secretary for licenses issued hereunder:

For a license authorising the holder to conduct
sales in any part of the province \$50.00

For a license authorising the holder to conduct
sales in any part of the province except
within the limits of a city \$25.00

For a license authorising the holder to conduct
sales in any part of the province except
within the limits of a town or city \$10.00

1912, c.36, s.4; R.S.S. 1920, c.146, s.5.

Penalty

6 Any person who:

- (a) not being the holder of a license then in force sells or takes part in the conduct of a sale by auction; or
- (b) having a license of one class sells or takes part in the conduct of a sale by auction outside the limits of the territory covered by his license; or
- (c) sells property by auction contrary to the provisions of this Act;

shall, whether or not he is the owner of the property sold, be liable on summary conviction to a penalty not exceeding \$100.

1912, c.36, s.5 (redrawn); R.S.S. 1920, c.146, s.6.

Duration of license

7 Every license issued hereunder shall expire on the thirty-first day of December of each year.

1912, c.36, s.26; R.S.S. 1920, c.146, s.7.

Stable keepers excepted

8 Nothing herein contained shall apply to a livery stable, boarding stable or sales stable keeper selling any animal or effects detained by him under section 4 of *The Livery Stable Keepers' Act*.

1917, c.34, s.27; R.S.S. 1920, c.146, s.8.