



Civic Government (Scotland) Act 1982

1982 CHAPTER 45

PART II

LICENSING AND REGULATION—PARTICULAR ACTIVITIES

Miscellaneous licences

40 Market operators' licences.

- (1) Subject to subsection (2) below, a licence, to be known as a “market operator’s licence”, shall be required for carrying on a private market.
- (2) A market operator’s licence shall not be required for carrying ; on either of the following—
 - (a) functions held by charitable, religious, youth, recreational, community, political or similar organisations;
 - (b) markets held only for the sale of livestock, fodder or grain.
- (3) In addition to any other condition which may be included, a licence in respect of a private market shall include conditions as to—
 - (a) the regulation of days and hours of opening;
 - (b) the provision of adequate toilet facilities;
 - (c) the layout of the site or premises on which the market is to be held;
 - (d) the maintenance of order and public safety.
- (4) In this section, “private market” means a market, whether covered or not, carried on by any person other than a local or public authority at which goods are offered by more than one seller for sale by retail to the public.

Changes to legislation:

Civic Government (Scotland) Act 1982, Section 40 is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 22(1)(c) repealed by [2015 asp 10 s. 65\(3\)](#)
- s. 49(9) added by [2010 asp 13 s. 200\(1\)\(b\)](#)