

Mberengwa Rural District Council (Trading Licences) By-laws, 2023

Title

1. These by-Laws may be cited as the Mberengwa Rural District Council (Trading Licences) By-laws, 2023.

Application

2. These by-Laws shall apply to all the areas under the jurisdiction of Mberengwa Rural District Council

Interpretation

3. In these regulations-
 - “Council” means Mberengwa Rural District Council.
 - “Operate” means to trade in business.
 - “Operator” means the person, who is in charge of the business and carries out all instructions that relate to the business, and may include owner, manager or any other employee.
 - “Owner” in relation to any business means the proprietor, holder or possessor of a business.
 - “Licence holder” means the person to whom the trading licence is issued and is a licensed owner
 - “Trading Operations” means trading activities or transaction
 - “Trading Licence” means the document in Form 2 of the Second Schedule that allows the holder to carry out operations.

Application for Trading Licence

- 4.(1) No person shall operate any business listed in the First Schedule unless he or she-
 - (a) Is a licence holder; and
 - (b) Operates such business on the premises, site or area Specified in the trading licence issued to him or her in terms of section 5(1)
- (2) Any person who wishes to obtain a trading licence for the purpose of conducting any business listed in the First Schedule shall make an application to the Council by completing and submitting to the Council Form MRDC (Trading Licence) 1 of the Second Schedule together with the appropriate fee.

Trading Licence

5.(1) A trading permit shall be issued in Form MRDC (Trading) 2 of the Second Schedule:

Provided that a trading license shall be issued for any period not exceeding one year and shall notwithstanding the date of issue, expire on the 31st of December of the year of issue.

(2) A licence holder who has been issued a trading licence shall promptly on the expiry of the trading licence, discontinue trading operations, unless he or she has before such expiry made an application for the renewal of trading licence, and has paid the appropriate fee.

(3) A licence holder shall display and maintain his or her trading licence in a conspicuous place at his or her business.

(3.1) Where upon failure by the licence holder to display and maintain such licence as stated in (3) above, Council shall forth with lock such premises and or force the operator to vacate failure of which will be guilt of an offence under these by-laws.

(4) The Council may-

(a) Refuse to issue; or

(b) Cancel; a trading licence where-

- (i) the applicant or holder has been convicted of an offence under these by-laws;
- (ii) the Council considers that the premises, site or area of such trading operations are not suitable; or
- (iii) the Council considers that the premises, site or area of such trading operations are suitable; or
- (iv) the Council considers that the trading operations may have an unfavorable impact on the existing environment or anticipated developments.

(5) A trading licence cancelled in terms of subsection (4), shall be surrendered to the Council within forty-eighty hours after the permit holder receives written notice of such cancellation.

(6) A trading licence shall not be transferred from the-

(a) business to which it was issued; or

(b) person to whom it was issued.

Notice of ceasure of Operation

6. A licence holder who ceases to operate his or her business shall notify the Council in writing within 30 days, failure to give notice the trader shall be deemed to be in continued operation.

Offences and Penalties

7. Any person who contravenes section 3(1), (4.1) and 5(1) shall be guilty of an offence and liable to a fine as per budget year.

7.1 Subject to section 4(1) and 5(1) any person who contravenes these provisions Council shall lock such premises as prescribed in the first schedules of these by-laws.

7.2 Those who contravenes the above sections and their premises attracts a lock fee at US\$20.00 per lock per day.

7.3 Further to section 7.1 and section 7.2 of these by-laws anyone found breaking or who has broken the locks or any device or such other system used by Council to close such premises and open the premises shall after the premises are locked shall be guilty of an offence and liable to a fine as per budget year. 7.4 Council shall impound the goods of those who unlawfully breaks the lock and commence trading.

7.5 Subject to section 7.3 the impounded perishable goods will be disposed within 48 hours if one fails to redeem them within the stipulated period.

7.6 Nonperishable goods shall be disposed after two weeks for other goods if not redeemed within two weeks from the date they were impounded

7.7 An operator who operates outside trading hours shall be liable to a fine as per council yearly budget

FIRST SCHEDULE (Section 4)

BUSINESSES TO BE ISSUED TRADING LICENCES

1. Tailoring.
2. Clothing shop.
3. Lunar Park.
4. Grinding mills.
5. Milling and packaging.
6. Non-food trader's wholesale.
7. Funeral Houses.
8. Push carts.
9. Fabric shop.

10. Wood working and woodwork sales.
11. Shoes sales shop.
12. Chemicals.
13. Law Firms
14. Debt Collectors
15. Airtime Vendors
16. Food Vendors
17. Day Vendors
18. Boutiques
19. Paper manufacturing.
20. Solid waste removal.
21. Soft drinks
22. Lodges
23. Horticulture.
24. Engineering.
25. Surgeries.
26. Clinics.
27. Hospitals.
28. Private schools.
29. Colleges.
30. Training centers.
31. Pre-schools.
32. Nursery schools.
33. Nursing homes.
34. Driving schools.
35. Garages
36. Pharmacies.
37. Bureau de change.
38. Key cutting.
39. Gambling houses.
40. Services /filling station.
41. Taxi/cabs operations.
42. Tyre mending services.
43. Phone shops.
44. Photocopying/fax shops.
45. Auction centers.
46. Welding workshops.
47. Electrical accessories sales.
48. Offices (estate agent, private investigations and other offices).

49. Commercial banks.
50. Building societies.
51. Book and stationary shops.
52. Transport and freight services.
53. Pest control services.
54. Cellular phone repairs.
55. Furniture shops.
56. Photo studios.
57. Brick manufacturers.
58. Surveying
59. Computing services and training.
60. Gas Filling
61. Herbal Medicines
62. Takeaways
63. GYM Houses
64. Bakeries
65. Bottle Stores
66. Night Clubs
67. Bars
68. Hardware
69. Freezits Making
70. Restaurant
71. Glass Cutting
72. Money lending.
73. Vegetable sale shops.
74. Spray painting and panel beating.
75. Auto electrical shop.
76. Kiosk
77. Butchery, Supermarket, General dealer/Barber/Hair saloon
78. Bicycle accessories shop.
79. Bicycle accessories wholesale.
80. Canteen services.
81. Vehicle parts.
82. Video club and video game shop.
83. Cover packaging and sales.
84. Radio and television repairs.
85. Electrical repairs.
86. Flea market.
87. Mobile pay phones.

- 88. Fixed pay phones.
- 89. Incinerator.
- 90. Cellular services (per booster).
- 91. Sign writing.
- 92. Sculpture.
- 93. Drawing and art business.
- 94. Cycle repairs.
- 95. Zimbabwe Water Authority Water Works (as defined in section 2 of the Water Act [Chapter 20:24]).
- 96. Shoe repairs
- 97. Open air hardware

SECOND SCHEDULE (*Section 4 and 5*)

PART 1

FEES

Form No.	Form Description	Fee US\$	Late Registration US\$
NTC (Trading)1	Application for trading licence		
	Renewal of trading licence		

PART 11

FORMS

Form MRDC (Trading) 1

MBERENGWA RURAL DISTRICT COUNCIL (TRADING) BY-LAWS, 2021

APPLICATION FOR THE ISSUE/RENEWAL OF A TRADING PERMIT

(This application form must be accompanied by appropriate fee)

Tick the appropriate box

Issue

Renewal

1. Full name of applicant:

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2. National registration particulars (if any):.....

3. Residential address:.....

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4. Postal address:.....

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5. Location of trading business in respect of which application is made.....

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6. Have you ever applied for a permit before Yes/No?.....

If yes, state the date of
application:.....
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I undertake to comply with all by-laws made by MBERENGWA Rural District Council in so far as they affect my business.

.....
.....

Date

Signature of applicant

.....
.....

Date
person

Signature of authorized

Date stamp