

SOUTH AUSTRALIA

**SHOP TRADING HOURS REGULATIONS 1992**

## SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Revocation
4. Interpretation
5. Meaning of "hardware and building materials"
6. Section 13a permits
7. Closing and fastening of yards
8. Section 17 licences

### SCHEDULE 1

*Hardware and Building Materials*

### SCHEDULE 2

**REGULATIONS UNDER THE SHOP TRADING HOURS ACT 1977**

*Shop Trading Hours Regulations 1992*

being

No. 257 of 1991: *Gaz.* 19 December 1991, p. 1955<sup>1</sup>

<sup>1</sup> Came into operation 1 January 1992, reg. 2.

**Citation**

1. These regulations may be cited as the *Shop Trading Hours Regulations 1992*.

**Commencement**

2. These regulations will come into operation on 1 January 1992.

**Revocation**

3. The *Shop Trading Hours Regulations 1977* are revoked.

**Interpretation**

4. In these regulations, unless the contrary intention appears—

"the Act" means the *Shop Trading Hours Act 1977*.

**Meaning of "hardware and building materials"**

5. The term "hardware and building materials" when used in the Act means goods of a class set out in schedule 1 or 2 or goods of a similar class.

**Section 13a permits**

6. A permit granted under section 13a of the Act—

- (a) applies only in relation to the shop specified in the permit;
- (b) is not transferable;
- (c) remains in force until the following 31 December unless it is revoked;
- (d) is not subject to the payment of a fee;

and

- (e) is subject to the following restrictions and conditions:
  - (i) the permit must be displayed in the shop so that it is likely to attract the attention of members of the public who enter the shop;
  - (ii) the aggregate price of goods of the classes set out in schedule 2 and of similar classes of goods (except those in schedule 1) sold at the shop during any period of seven consecutive trading days must not exceed 20 per cent of the aggregate price of all goods sold at the shop during that period.

**Closing and fastening of yards**

7. (1) Where a yard comprises the whole or part of a shop the boundaries of the yard must be closed and fastened against the admission of the public by a fence that meets the following requirements:

- (a) the fence must form a barrier that is impossible or difficult for a person to cross and in the case of a fence comprising a chain or rail supported at each end, no part of the chain or rail may be less than 800 millimetres nor more than 1 000 millimetres from the ground;

3.

(b) a gate or door comprising part of the fence must be securely locked;

and

(c) all parts of the fence that are designed to be removed must be securely locked in place.

(2) In this regulation—

"fence" includes a wall or any other barrier.

### **Section 17 licences**

8. (1) An application for a licence under section 17 of the Act must be in writing and must state—

(a) the address of the shop to which the application relates;

and

(b) the name and address of the applicant.

(2) A licence granted under section 17 of the Act is subject to the following limitations, restrictions and conditions:

(a) the shopkeeper must ensure that the business of the shop is predominantly the retail sale of motor spirit and lubricants;

(b) the aggregate price of goods (not being motor spirit, lubricants, spare parts and accessories for motor vehicles or foodstuffs or drinks) sold at the shop during any period of seven consecutive trading days must not exceed 20 per cent of the aggregate price of motor spirit, lubricants and spare parts and accessories for motor vehicles sold at the shop during that period;

and

(c) the shopkeeper must at the request of an inspector produce the licence to the Inspector for examination.

## SCHEDULE 1

*Hardware and Building Materials*

abrasives  
 adhesives  
 air compressors  
 animal fodder  
 annexes—caravan;  
     tent.  
 asbestos cement sheet and articles  
 ashtrays  
 automotive polishes and waxes  
 aviaries  
 awnings  
 bathroom and toilet fittings  
 baths  
 battern holders  
 bedpans  
 birdfood  
 bituminised paper  
 bolts  
 books of the "do-it-yourself" category  
 brackets  
 bricks  
 brooms  
 brushes for—painting;  
     clothes;  
     scrubbing and other household use.  
 buckets  
 cabinet hardware  
 camping equipment  
 castors  
 cement  
 cement mixers  
 ceramic tiles  
 chain  
 chamois (natural or synthetic)  
 cleaners for use in cleaning—bowls, tubs or sinks;  
     floors and walls;  
     drains.  
 clothes—hoists;  
     lines;  
     pegs.  
 coal  
 coke  
 charcoal  
 compost  
 compost bins  
 dampcourse of plastic or other material  
 degreasing compounds  
 door—bells;  
     closures;  
     mats.  
 doors  
 drill bits  
 dustpans

earth  
 earthenware pipes and fittings  
 electric—cables;  
     cable fasteners;  
     switches.  
 fasteners and catches  
 feed grains  
 fertilizers  
 fibrous cement sheet and articles  
 fibrous plaster board  
 fillers  
 fire—extinguishers;  
     screens;  
     tools;  
     wood.  
 fungicides  
 galvanised fittings  
 garages  
 garbage—cans;  
     caddies;  
     disposal units.  
 garden—edging;  
     loam;  
     plastic;  
     pots;  
     pot supports;  
     sand;  
     stakes.  
 garden furniture  
 garden furniture replacement covers  
 gas—bottles;  
     fittings;  
     for use as household fuel;  
     for industrial use;  
     liquefied petroleum gas;  
     liquefied petroleum gas cylinders.  
 gates  
 glass  
 gloves—garden;  
     industrial;  
     rubber.  
 gravel and screenings  
 ground sheets  
 grout  
 gully traps  
 gutter mesh  
 guttering and down pipe  
 gypsum board  
 hand tools  
 handles  
 heaters  
 hinges  
 hoses and fittings  
 hot water services  
 incinerators  
 insulating materials  
 insulation tape

kerosene  
 keys  
 labels—letters;  
     numerals.  
 lacquers  
 ladders  
 laundry—baskets;  
     carts;  
     troughs.  
 lawn—edgers;  
     edging;  
     "instant";  
     mowers;  
     shears.  
 lawnmower—blades;  
     gaskets;  
     spark plugs;  
     spare parts.  
 letter boxes  
 locks  
 markers  
 measuring tapes  
 mechanics' creepers  
 metal—cleaners;  
     fasteners;  
     fittings;  
     numerals;  
     polish;  
     roof decking;  
     sheeting;  
     other metal products.  
 mineral turpentine  
 mops  
 moss rocks  
 mulch—bark;  
     scoria;  
     other.  
 nails  
 nuts  
 outdoor—cooking equipment;  
     furniture.  
 paint  
 paint rollers  
 paving slabs  
 peg holders  
 pencils  
 pens  
 pesticides  
 picture-frame kits  
 pine—bark;  
     logs;  
     mulch.  
 pipes—water;  
     sewage.  
 plants  
 plaster board



plastic—agricultural;  
     decorative sheets;  
     garden;  
     wood.

plumbers fittings  
 potting mix  
 power—points;  
     plugs;  
     tools;  
     tool attachments;  
     tool spare parts.

pram wheels  
 proprietary veterinary medicines  
 pulleys  
 pumps—non-automotive  
 railway sleepers  
 rain gauges  
 ridge capping  
 roof flashing  
 roofing—material;  
     tiles.

roller shutters  
 rope and cordage  
 roses—ceiling;  
     electrical;  
     shower.

sack trucks  
 safety equipment for personal use (including boots and shoes)  
 sand  
 sanitary ware  
 sauna—equipment;  
     huts.

saw blades  
 screening wire  
 screws  
 seeds  
 seedlings  
 shadecloth  
 sheds—garden;  
     tool.

shelving constructed of—metal;  
                                     plastic;  
                                     timber.

shower screens  
 shrubs  
 signs for—door;  
     gate;  
     house.

sinks—kitchen;  
     laundry.

skylights  
 sleeping bags  
 solid fuel stoves  
 solvents  
 spa—baths;  
     pools;  
     tubs.

stains  
 staples—electrical;  
     wire.  
 stock foods  
 stone  
 swimming pool—chemicals;  
     cleaning equipment;  
     pumps and other accessories.  
 swimming pools  
 taps  
 tents  
 thinners  
 tiles—ceiling;  
     floor;  
     roofing;  
     wall.  
 timber  
 timber board  
 trees  
 trellises  
 troughs—laundry  
 tubs  
 twine  
 vacuum cleaner spare parts  
 varnishes  
 vents—roof;  
     snap;  
     wall.  
 vices—engineering;  
     carpentry;  
     pipe.  
 wall and ceiling board  
 wall paper and substitutes  
 washers—fixing;  
     tap.  
 waste compactors  
 water—piping;  
     softeners.  
 wax applicators  
 weedicides  
 welders—electric;  
     gas.  
 welding—electrodes;  
     gases;  
     rods.  
 wheel barrows  
 wheels—non-automotive  
 winches and pulleys  
 windows  
 window screens  
 wire  
 wire netting  
 work benches.

## SCHEDULE 2

air fresheners  
 alarms—burglar;  
     fire;  
     household.  
 antennae—radio;  
     television.  
 appliance covers  
 bags—garbage;  
     tidy.  
 baking pans  
 ballers  
 bathroom scales  
 batteries—chargers (dry cell);  
     dry cell.  
 beaters  
 beverage sets  
 bicycle spare parts and accessories  
 biscuit cutters  
 blenders  
 bread boxes  
 broilers—electric;  
     pans.  
 cake—covers;  
     decorating equipment;  
     pans.  
 canners  
 card tables  
 carpet—shampooers;  
     sweepers.  
 casseroles  
 cassette and other tapes (audio and video)—blank;  
     pre-recorded.  
 choppers  
 cleavers  
 clothes—driers;  
     horses;  
     racks.  
 coffee—grinders;  
     makers;  
     percolators;  
     pots.  
 cookware parts  
 cooling racks  
 corn poppers  
 crispers  
 crockery  
 curtain—accessories;  
     fittings.  
 cutlery  
 cutting boards and blocks  
 deep fryers  
 dehumidifiers  
 deodorisers (non-personal)  
 dinnerware  
 dippers

dish mops  
 disinfectants  
 dispensers  
 dusters  
 dutch ovens  
 electric—blankets;  
     blenders;  
     carving knives;  
     fans;  
     food choppers;  
     food warmers;  
     insect destructors;  
     irons;  
     jugs;  
     massagers;  
     mixers;  
     shavers and other minor appliances.  
 fabric—cleaners;  
     conditioners.  
 food and drink containers for cooling or storage  
 forks  
 frying pans  
 furniture polish  
 garbage can liners  
 gelatine moulds  
 glass cleaners  
 glassware  
 globes—lights;  
     torches.  
 griddles  
 hair—clippers;  
     curlers;  
     driers.  
 hamburger presses  
 hot-plates  
 hot and cold surface protectors  
 household—funnels;  
     measurers;  
     scales and balances;  
     shears;  
     silverware;  
     sponges;  
     waste tidies.  
 icecream makers  
 ice crushers  
 ironing boards  
 juice extractors  
 kettles  
 kitchen—cannisters;  
     scales;  
     utensils.  
 kneeling pads  
 knife sharpeners  
 knives  
 ladles  
 light fittings  
 meat slicers

mirrors  
mixing bowls  
openers—bottle;  
    can.  
oven mitts  
paper towels  
parers and peelers  
pastry cloths  
personal grooming aids  
photographic parts and components  
pitchers  
pitters  
pot holders  
pots  
preserving equipment  
pressure cookers  
radio parts and components  
range hoods  
records  
refrigerator sets  
roasters and roasting pans  
rolling pins  
salt—"High Grade Water Softener"  
salt and pepper shakers  
sandwich—bags;  
    boxes;  
    toasters.  
saucepans  
scissors  
scoops  
scouring pads  
scrapers  
servers  
shelf and drawer liners  
shoe repair materials  
skillets  
slicers  
solid fuel  
spice—jars;  
    racks.  
spatulas and turners  
spoons  
squeegees  
stair tread  
strainers  
string  
tape players  
teapots  
television parts and components  
toasters  
toaster ovens  
tongs  
torches  
tumblers  
vacuum flasks  
vitimizers  
waffle irons

wash boards  
waste bags  
waste baskets  
water filter—cartridges;  
papers.  
whippers  
wringers.