

All secondhand goods dealers whether exempted or licensed will have to abide by the following provisions under (A) the main Act and (B) its regulations. The punishment for non-compliance is given in (C).

(A) Provisions under the Main Act

Dealing in secondhand goods

4.—(1) No person shall deal in secondhand goods except under and in accordance with the conditions of a licence issued.

Issuance, renewal and conditions of licence

5.—(7) Any person who, in making an application for a licence—

(a) makes any statement or furnishes any particulars, information or document which he knows to be false or does not believe to be true; or

(b) by the intentional suppression of any material fact, furnishes any information which is misleading,

shall be guilty of an offence

Transfer of licence

7.—(1) No person shall transfer his licence to another person except with the consent of the Licensing Officer and upon payment of the prescribed fee.

Keeping proper records

10.—(1) Every secondhand goods dealer shall keep in his shop—

(a) records of the particulars of all goods bought by him, including the dates of purchase, the names and addresses of the persons from whom he bought the goods and such other particulars as may be prescribed; and

(b) records of the particulars of all goods sold by him, including the dates of sale, the names and addresses of the persons whom he sold the goods to and such other particulars as may be prescribed.

(2) Every secondhand goods dealer shall submit to the Licensing Officer the records referred to in subsection (1) at such time and in such format and through such medium (whether electronic or otherwise) as the Licensing Officer may require.

(3) Every secondhand goods dealer shall retain the records referred to in subsection (1) for a period of not less than 5 years from the end of the financial year in which the transactions or operations to which those records relate are completed.

(4) Subsection (3) shall also apply in relation to any record kept under section 10 of the Secondhand Dealers Act (Cap. 288) in force immediately before the appointed day.

(5) Every secondhand goods dealer shall produce the records referred to in subsection (1) for examination at any time on demand by any Magistrate, Justice of the Peace, the Licensing Officer or a police officer.

(6) Any person who —

(a) contravenes subsection (2), (3) or (5); or

(b) in compliance or purported compliance with subsection (2), (3) or (5), fabricates, keeps, submits or produces to the Licensing Officer or to a Magistrate, Justice of the Peace or police officer, any record which he knows is false or misleading,

shall be guilty of an offence.

Information of stolen and lost property to be given to secondhand goods dealers

11. —(1) Where a police officer has received any information as to any stolen property or as to any property which has been lost, he may, if he thinks it necessary or expedient to assist in the recovery of the property, disseminate the information to all secondhand goods dealers, with lists and descriptions of the stolen or lost property.

(2) If any secondhand goods dealer possesses any property fitting such lists and descriptions referred to in subsection (1) or such property is thereafter offered to or shown to any secondhand goods dealer —

(a) he shall, without unnecessary delay, make a report to any police officer, with the name and address of the person in whose possession the property was seen; and

(b) he may detain the person offering or showing him such property until the arrival of a police officer.

(3) Any person who contravenes subsection (2) (a) shall be guilty of an offence.

(B) Provisions under the Regulations

Change of particulars

5.—(1) A secondhand goods dealer shall not, without the prior written approval of the Licensing Officer, change —

(a) the name or style under which he carries on business or the address of the place at which he so carries on business as a secondhand goods dealer;

(b) any Uniform Resource Locator (URL) or email address that is used for the purpose of his business as a secondhand goods dealer;

(c) the place of storage of the secondhand goods which are to be sold or which have been purchased by him in the course of his business; or

(d) the types of secondhand goods which he deals in.

(2) A secondhand goods dealer that is a body corporate shall obtain the prior written approval of the Licensing Officer for any new appointment to its board of directors, management committee, board of trustees or other governing body.

(3) If any particulars (not being those referred to in paragraph (1)) included in the licence application by a secondhand goods dealer to the Licensing Officer change, the secondhand goods dealer shall, within 7 days of the change taking place, notify the Licensing Officer of the change in the appropriate form.

(4) A secondhand goods dealer who, without reasonable excuse, contravenes paragraph (1), (2) or (3) shall be guilty of an offence.

Duty to notify Licensing Officer of cessation of business

6.—(1) Where a secondhand goods dealer ceases to carry on business as a secondhand goods dealer, he shall, within 7 days after the date of the cessation —

- (a) notify the Licensing Officer of the cessation in the appropriate form; and
- (b) surrender his licence (if any) to the Licensing Officer for revocation.

(2) A secondhand goods dealer who contravenes paragraph (1) shall be guilty of an offence.

Transaction records

7.—(1) For the purposes of section 10(1) of the Act, every secondhand goods dealer shall keep in his shop in the appropriate form records of the following particulars:

(a) with respect to each of the secondhand goods purchased or sold by him —

- (i) the date of the purchase or sale;
- (ii) the description of the goods (including the brand, make and model, if any);
- (iii) the serial number of the goods (if any) and, in the case of mobile phones, the International Mobile Equipment Identity (IMEI) number;
- (iv) the price at which he purchased or sold the goods;
- (v) the estimated market or retail value of the goods; and
- (vi) the source of the goods;

(b) with respect to every person from whom he purchased or to whom he sold the secondhand goods —

- (i) the person's name;
- (ii) the person's identification number (such as NRIC number, foreign identification number, passport number or business registration number);
- (iii) the person's residential or business address;
- (iv) the person's nationality;
- (v) the person's gender; and

- (vi) in the case of the holder of a foreign passport, the person's date of birth;
- (c) with respect to any item purchased by him falling within the description of item 9, 10 or 11 in the Schedule to the Act —
 - (i) the weight of the item; and
 - (ii) the number of the cheque by which payment was made to the seller of the item, and the bank on which the cheque is to be drawn; and
- (d) with respect to any pawn ticket purchased or sold by him —
 - (i) the number of the pawn ticket; and
 - (ii) the items described on the pawn ticket.

(2) A secondhand goods dealer shall record the particulars referred to in paragraph (1) in respect of each of the secondhand goods purchased or sold by him as soon as practicable after, but within the same day of, the purchase or sale of the secondhand goods.

(3) The records kept by the secondhand goods dealer in the appropriate form under paragraph (1) shall be the records which the secondhand goods dealer must —

- (a) submit to the Licensing Officer for the purposes of section 10(2) of the Act;
- (b) retain for the purposes of section 10(3) of the Act; and
- (c) produce to a Magistrate, a Justice of the Peace, the Licensing Officer or a police officer for the purposes of section 10(5) of the Act.

(4) A secondhand goods dealer who contravenes paragraph (1) or (2) shall be guilty of an offence.

Duties of secondhand goods dealer before purchasing or selling secondhand goods

8.—(1) Every secondhand goods dealer shall, before purchasing any secondhand goods from or selling any secondhand goods to any person —

- (a) require that person to present his original identification document to the secondhand goods dealer; and
- (b) check the original identification document to ensure that —
 - (i) it is valid; and
 - (ii) there are visual similarities between that person and the person depicted in the photograph attached to the original identification document.

(2) A secondhand goods dealer who contravenes paragraph (1) shall be guilty of an offence.

(3) In paragraph (1), "original identification document", in relation to a person, means —

- (a) if the person is a citizen of Singapore or a Singapore permanent resident, his identity card issued under the National Registration Act (Cap. 201); or

(b) if the person is not a citizen of Singapore or a Singapore permanent resident, his passport and either —

- (i) a work pass issued to him under the Employment of Foreign Manpower Act (Cap. 91A); or
- (ii) a pass issued to him under the Immigration Act (Cap. 133).

Special requirements relating to the purchase of certain metallic items

9.—(1) Where a secondhand goods dealer purchases any item that falls within the description of item 9, 10 or 11 in the Schedule to the Act, he shall not use any mode of payment other than a crossed cheque to pay for the purchase.

(2) A secondhand goods dealer who contravenes paragraph (1) shall be guilty of an offence.

Discovery of stolen goods

10.—(1) If a secondhand goods dealer discovers any stolen goods among the secondhand goods in his possession, he shall retain the stolen goods and, without undue delay, report his discovery of the stolen goods to the police.

(2) A secondhand goods dealer who contravenes paragraph (1) shall be guilty of an offence.

(C) Punishment

If a dealer is found to run his business in breach of licensing conditions or in breach of the provisions of the Act and its regulations, he may be liable to a composition fine of up to S\$2,000 or if charged in court and upon conviction to a fine not exceeding \$20,000 or to imprisonment for a term not exceeding 12 months or to both.

Notes to Dealers:

1. The form to effect a change in any particulars under the Secondhand Goods Dealers Rule No 5 is available at the Police Licensing Division's webpage at <http://www.spf.gov.sg/licence/frameSet SD.html>.

2. The templates for the secondhand goods transaction records are as follows:

Table 1(a) - For dealer buying secondhand goods no. 1, 2, 3, 4 and 8 in The Schedule

Name of Dealer:				Licence/Exemption Registration No:							
Date of Purchase (DD/MM/YYYY)	Item Category (Select from the Schedule)	Model/Brand	Serial No/IMEI no	Description	Seller's NRIC, FIN or Foreign Passport No.	Seller's Name	Seller's Address	Nationality	Gender	Date of Birth (for Foreign passport holders only)	Remarks

Table 1(b) - For dealer selling secondhand goods no. 1, 2, 3, 4 and 8 in The Schedule

Name of Dealer:				Licence/Exemption Registration No:							
Date of Sale (DD/MM/YYYY)	Item Category (Select from the Schedule)	Model/Brand	Serial No/IMEI no	Description (eg. Colour)	Buyer's NRIC, FIN or Foreign Passport No.	Buyer's Name	Buyer's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Table 2(a) - For dealer buying secondhand goods no. 5 and 6 in The Schedule

Name of Dealer:				Licence/Exemption Registration No:								
Date of Sale (DD/MM/YYYY)	Item Category (Select from the Schedule)	Type of Jewellery	Description	Weight of item (in gram)	Value (\$)	Seller's NRIC, FIN or Foreign Passport No.	Seller's Name	Seller's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Table 2(b) - For dealer selling secondhand goods no. 5 and 6 in The Schedule

Name of Dealer:				Licence/Exemption Registration No:								
Date of Sale (DD/MM/YYYY)	Item Category (Select from the Schedule)	Type of Jewellery	Description	Weight of item (in gram)	Value (\$)	Buyer's NRIC, FIN or Foreign Passport No.	Buyer's Name	Buyer's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Name of Dealer:				License/Exemption Registration No:							
Date of transaction (DD/MM/YYYY)	Ticket Number	Pawnshop	Description of Items	Pawn value	Seller's NRIC, FIN or Foreign Passport No.	Seller's Name	Seller's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Table 3(n) - For dealer selling secondhand goods no. 7 in The Schedule

Name of Dealer:				License/Exemption Registration No:							
Date of transaction (DD/MM/YYYY)	Ticket Number	Pawnshop	Description of Items	Pawn value	Buyer's NRIC, FIN or Foreign Passport No.	Buyer's Name	Buyer's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Table 4(a) - For dealer buying secondhand goods no. 9, 10 and 11 in The Schedule

Name of Dealer:				License/Exemption Registration No:							
Date of sales (DD/MM/YYYY)	Type of Metal	Description of Items	Weight (Kg)	Value (\$), Cheque Number and Issuing Bank	Seller's NRIC, FIN or Foreign Passport No.	Seller's Name	Seller's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

Table 4(b) - For dealer selling secondhand goods no. 9, 10 and 11 in The Schedule

Name of Dealer:				License/Exemption Registration No:							
Date of purchase (DD/MM/YYYY)	Type of Metal	Description of Items	Weight (Kg)	Value (\$)	Buyer's NRIC, FIN or Foreign Passport No.	Buyer's Name	Buyer's Address	Nationality	Gender	Date of Birth (for Foreign Passport holders only)	Remarks

