

1977 S.C. Op. Atty. Gen. 236 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-309, 1977 WL 24648

Office of the Attorney General

State of South Carolina

Opinion No. 77-308

September 29, 1977

\*1 Honorable J. B. Bankhead

Clerk of Court

Chester, SC 29706

Dear Mr. Bankhead:

You have recently written this Office asking for advice as to whether you have to obtain an auctioneer's license to auction property and goods pursuant to governmental tax sales and court orders. The new South Carolina auctioneer's law exempts from the license requirement: Sales at auctions conducted by or under the direction of any public authority; sales at auctions pursuant to a judicial order or in the settlement of a decedent's estate; any sale required by law to be at auction; and sales conducted by a trustee pursuant to a valid power of sale. If you auction any property or goods under the circumstances enumerated in the above exceptions, then you are not required to obtain an auctioneer's license.

Sincerely yours,

Richard D. Bybee

Staff Attorney

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