



# Consumer Credit Act 1974

## 1974 CHAPTER 39

### PART VIII

#### SECURITY

##### *Pledges*

#### **120 Consequence of failure to redeem.**

- (1) If at the end of the redemption period the pawn has not been redeemed—
- (a) notwithstanding anything in section 113, the property in the pawn passes to the pawnee where
    - [<sup>F1</sup>(i) the redemption period is six months,
    - (ii) the pawn is security for fixed-sum credit not exceeding £75 or running-account credit on which the credit limit does not exceed £75, and
    - (iii) the pawn was not immediately before the making of the regulated consumer credit agreement a pawn under another regulated consumer credit agreement in respect of which the debtor has discharged his indebtedness in part under section 94(3); or]
  - (b) in any other case the pawn becomes realisable by the pawnee.
- (2) Where the debtor or hirer is entitled to apply to the court for a time order under section 129, subsection (1) shall apply with the substitution, for “at the end of the redemption period ” of “after the expiry of five days following the end of the redemption period ”.

#### **Textual Amendments**

- F1** Words in s. 120(1)(a) substituted (1.2.2011) by [The Consumer Credit \(EU Directive\) Regulations 2010 \(S.I. 2010/1010\)](#), [regs. 35, 99\(1\)](#) (with [regs. 100, 101](#))

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**Changes to legislation:** Consumer Credit Act 1974, Section 120 is up to date with all changes known to be in force on or before 20 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. (See end of Document for details) [View outstanding changes](#)

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**Modifications etc. (not altering text)**

C1 S. 120 excluded by [Banking Act 1979 \(c. 37, SIF 10\)](#), s. 38(2)

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**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. 25(2A)(b)(ia) inserted by [2010 c. 28 Sch. 2 para. 36](#)