



Unfair Contract Terms Act 1977

1977 CHAPTER 50

PART I

AMENDMENT OF LAW FOR ENGLAND AND WALES AND NORTHERN IRELAND

Other provisions about contracts

8 ^{X1} **Misrepresentation.**

(1) In the ^{M1} Misrepresentation Act 1967, the following is substituted for section 3—

“3 Avoidance of provision excluding liability for misrepresentation.

If a contract contains a term which would exclude or restrict—

- (a) any liability to which a party to a contract may be subject by reason of any misrepresentation made by him before the contract was made; or
- (b) any remedy available to another party to the contract by reason of such a misrepresentation,

that term shall be of no effect except in so far as it satisfies the requirement of reasonableness as stated in section 11(1) of the Unfair Contract Terms Act 1977; and it is for those claiming that the term satisfies that requirement to show that it does.”.

(2) The same section is substituted for section 3 of the ^{M2} Misrepresentation Act (Northern Ireland) 1967.

Editorial Information

X1 The text of s. 8 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M1 1967 c. 7

Changes to legislation: *There are currently no known outstanding effects for the Unfair Contract Terms Act 1977, Section 8. (See end of Document for details)*

M2 1967 c. 14 (N.I.)

Changes to legislation:

There are currently no known outstanding effects for the Unfair Contract Terms Act 1977, Section 8.