



# Consumer Protection Act 1987

## CHAPTER 43

### CONSUMER PROTECTION ACT 1987

#### PART I

##### PRODUCT LIABILITY

- 1 Purpose and construction of Part I.
- 2 Liability for defective products.
- 3 Meaning of “defect”.
- 4 Defences.
- 5 Damage giving rise to liability.
- 6 Application of certain enactments etc.
- 7 Prohibition on exclusions from liability.
- 8 Power to modify Part I.
- 9 Application of Part I to Crown.

#### PART II

##### CONSUMER SAFETY

- 10 The general safety requirement.
- 11 Safety regulations.
- 12 Offences against the safety regulations.
- 13 Prohibition notices and notices to warn.
- 14 Suspension notices.
- 15 Appeals against suspension notices.
- 16 Forfeiture: England and Wales and Northern Ireland.
- 17 Forfeiture: Scotland.
- 18 Power to obtain information.
- 19 Interpretation of Part II.

*Status: Point in time view as at 26/05/2021.*

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### **PART III**

#### MISLEADING PRICE INDICATIONS

- 20 Offence of giving misleading indication.
- 21 Meaning of “misleading”.
- 22 Application to provision of services and facilities.
- 23 Application to provision of accommodation etc.
- 24 Defences.
- 25 Code of practice.
- 26 Power to make regulations.

### **PART IV**

#### ENFORCEMENT OF PARTS II AND III

- 27 Enforcement.
- 28 Test purchases.
- 29 Powers of search etc.
- 30 Provisions supplemental to s. 29.
- 31 Power of customs officer to detain goods.
- 32 Obstruction of authorised officer.
- 33 Appeals against detention of goods.
- 34 Compensation for seizure and detention.
- 35 Recovery of expenses of enforcement.

### **PART V**

#### MISCELLANEOUS AND SUPPLEMENTAL

- 36 Amendments of Part I of the Health and Safety at Work etc. Act 1974.
- 37 Power of Commissioners for Revenue and Customs to disclose information
- 38 Restrictions on disclosure of information.
- 39 Defence of due diligence.
- 40 Liability of persons other than principal offender.
- 41 Civil proceedings.
- 42 Reports etc.
- 43 Financial provisions.
- 44 Service of documents etc.
- 45 Interpretation.
- 46 Meaning of “supply”
- 47 Savings for certain privileges.
- 48 Minor and consequential amendments and repeals.
- 49 Northern Ireland.
- 50 Short title: commencement and transitional provision.

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### **SCHEDULES**

#### SCHEDULE 1 — Limitation of Actions under Part I

##### Part I — ENGLAND AND WALES

- 1 After section 11 of the Limitation Act 1980 (actions in...
- 2 In section 12(1) of the said Act of 1980 (actions...
- 3 In section 14 of the said Act of 1980 (definition...

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- 4 In section 28 of the said Act of 1980 (extension...
- 5 In section 32 of the said Act of 1980 (postponement...
- 6 In section 33 of the said Act of 1980 (discretionary...  
Part II — SCOTLAND
- 7 The Prescription and Limitation (Scotland) Act 1973 shall be amended...
- 8 In section 7(2), after the words “not being an obligation”...
- 9 In Part II, before section 17, there shall be inserted...
- 10 After section 22, there shall be inserted the following new...
- 11 Section 23 shall cease to have effect, but for the...
- 12 In paragraph 2 of Schedule 1, after sub-paragraph (gg) there...

#### SCHEDULE 2 — Prohibition Notices and Notices to Warn

##### Part I — PROHIBITION NOTICES

- 1 A prohibition notice in respect of any goods shall—
- 2 (1) If representations in writing about a prohibition notice are...
- 3 (1) Where representations in writing about a prohibition notice are...
- 4 (1) Where a person is appointed to consider representations about...
- 5 (1) The Secretary of State may revoke or vary a...

##### Part II — NOTICES TO WARN

- 6 (1) If the Secretary of State proposes to serve a...
- 7 (1) Where a person on whom a notification containing a...
- 8 (1) Where a person is appointed to consider representations about...
- 9 The Secretary of State may revoke a notice to warn...

##### Part III — GENERAL

- 10 (1) Where in a notification served on any person under...
- 11 In this Schedule— “the appointed person” in relation to a...

#### SCHEDULE 3 — Amendments of Part I of the Health and Safety at Work etc. Act 1974

- 1 (1) Section 6 (general duties of manufacturers etc. as regard...
- 2 In section 22 (prohibition notices)— (a) in subsections (1) and...
- 3 After section 25 there shall be inserted the following section—...
- 4 After section 27 (power to obtain information) there shall be...
- 5 In section 28 (restrictions on disclosure of information), in subsection...
- 6 In section 33(1)(h) (offence of obstructing an inspector), after the...
- 7 In section 53(1) (general interpretation of Part I)—

#### SCHEDULE 4 — Minor and Consequential Amendments

##### *The Explosives Act 1875*

- 1 In sections 31 and 80 of the Explosives Act 1875...

##### *The Trade Descriptions Act 1968*

- 2 (1) In section 2 of the Trade Descriptions Act 1968...

##### *The Fair Trading Act 1973*

- 3 In section 130(1) of the Fair Trading Act 1973 (notice...

##### *The Consumer Credit Act 1974*

- 4 In section 174(3)(a) of the Consumer Credit Act 1974 (exceptions...

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*The Torts (Interference with Goods) Act 1977*

5 In section 1 of the Torts (Interference with Goods) Act...

*The Estate Agents Act 1979*

6 In section 10(3)(a) of the Estate Agents Act 1979 (exceptions...

*The Competition Act 1980*

7 In section 19(3) of the Competition Act 1980 (enactments specified...

*The Employment Act 1982*

8 .....

*The Telecommunications Act 1984*

9 (1) In . . . 85(5)(b) of the Telecommunications Act...

*The Airports Act 1986*

10 In section 74(3) of the Airports Act 1986 (enactments specified...

*The Gas Act 1986*

11 In section 42 of the Gas Act 1986—

*The Insolvency Act 1986*

12 In section 281(5)(a) of the Insolvency Act 1986 (discharge from...

*The Motor Cycle Noise Act 1987*

13 For paragraphs 3 to 5 of the Schedule to the...

SCHEDULE 5 — Repeals

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