

Changes to legislation: Tribunals, Courts and Enforcement Act 2007, Cross Heading: Goods which may be taken is up to date with all changes known to be in force on or before 21 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

SCHEDULES

SCHEDULE 12

TAKING CONTROL OF GOODS

Modifications etc. (not altering text)

- C1** Sch. 12 applied (prosp.) by [Finance Act 2008 \(c. 9\)](#), **ss. 127(2)**, 129(4)
- C1** Sch. 12 applied by S.I. 2013/2605, art. 21K(1) (as inserted (12.11.2018) by [The Proceeds of Crime Act 2002 \(External Investigations and External Orders and Requests\) \(Amendment\) Order 2018 \(S.I. 2018/1078\)](#), arts. 1(2), **8**)
- C1** Sch. 12 applied by S.I. 2014/1893, art. 34K(1) (as inserted (12.11.2018) by [The Proceeds of Crime Act 2002 \(External Investigations and External Orders and Requests\) \(Amendment\) Order 2018 \(S.I. 2018/1078\)](#), arts. 1(2), **20**)
- C1** Sch. 12 applied (6.4.2014) by [Finance Act 2008 \(c. 9\)](#), **ss. 127(2)**, 129(4); S.I. 2014/906, arts. 2, 3

PART 2

THE PROCEDURE

Goods which may be taken

- 9 An enforcement agent may take control of goods only if they are—
- (a) on premises that he has power to enter under this Schedule, or
 - (b) on a highway.

Commencement Information

- I1** Sch. 12 para. 9 in force at 6.4.2014 by [S.I. 2014/768](#), **art. 2(1)(b)**

- 10 An enforcement agent may take control of goods only if they are goods of the debtor.

Commencement Information

- I2** Sch. 12 para. 10 in force at 6.4.2014 by [S.I. 2014/768](#), **art. 2(1)(b)**

- 11 (1) Subject to paragraphs 9 and 10 and to any other enactment under which goods are protected, an enforcement agent—
- (a) may take control of goods anywhere in England and Wales;
 - (b) may take control of any goods that are not exempt.
- (2) Regulations may authorise him to take control of exempt goods in prescribed circumstances, if he provides the debtor with replacements in accordance with the regulations.

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Commencement Information

- I3** [Sch. 12 para. 11\(1\)](#) in force at 6.4.2014 by [S.I. 2014/768](#), [art. 2\(1\)\(b\)](#)
- I4** [Sch. 12 para. 11\(2\)](#) in force at 15.7.2013 for specified purposes by [S.I. 2013/1739](#), [art. 3\(g\)\(iv\)](#)
- I5** [Sch. 12 para. 11\(2\)](#) in force at 6.4.2014 in so far as not already in force by [S.I. 2014/768](#), [art. 2\(1\)\(b\)](#)

Changes to legislation:

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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. 13(8)(bza) inserted by [2022 c. 36 s. 23\(2\)](#)
- s. 13(8)(bzb) inserted by [2022 c. 36 s. 24\(9\)](#)
- s. 16(3)(a) word inserted by [2015 c. 2 s. 85\(3\)\(a\)](#)
- s. 16(3)(b) and word inserted by [2015 c. 2 s. 85\(3\)\(b\)](#)
- s. 16(3A)(3B) inserted by [2015 c. 2 s. 85\(4\)](#)
- s. 22(6) inserted by [2022 c. 35 Sch. 4 para. 4\(2\)](#)
- s. 23(8) inserted by [2022 c. 35 Sch. 4 para. 4\(3\)](#)
- s. 25A inserted by [2022 c. 36 s. 80\(1\)](#)
- s. 29(3A) inserted by [2022 c. 36 s. 81\(6\)](#)
- Sch. 5 para. 11A and cross-heading inserted by [2022 c. 36 s. 80\(2\)](#)
- Sch. 7 para. 6(1)(e) words substituted by [2013 c. 22 Sch. 14 para. 13\(2\)](#) (Sch. 7 was already repealed when this amendment came into force)
- Sch. 7 para. 6(4)(b) words substituted by [2013 c. 22 Sch. 14 para. 13\(2\)](#) (Sch. 7 was already repealed when this amendment came into force)