

2007 No. 3546 (C.154)

CONSUMER PROTECTION

**The Consumers, Estate Agents and Redress Act 2007
(Commencement No. 2) Order 2007**

Made - - - - *17th December 2007*

The Secretary of State makes the following Order in exercise of the power conferred by section 66(2) of the Consumers, Estate Agents and Redress Act 2007(a).

Citation

1. This Order may be cited as the Consumers, Estate Agents and Redress Act 2007 (Commencement No. 2) Order 2007.

Interpretation

2. In this Order “the Act” means the Consumers, Estate Agents and Redress Act 2007.

Commencement

3. The provisions of the Act specified in the Schedule shall come into force on 21 December 2007.

17th December 2007
Parliamentary Under-Secretary of State for Trade and Consumer Affairs
Department for Business, Enterprise and Regulatory Reform

Gareth Thomas

(a) 2007 c.17.

SCHEDULE

Article 3

PROVISIONS COMING INTO FORCE ON 21 DECEMBER 2007

<i>Provisions</i>	<i>Subject Matter of Provisions</i>
Section 1(1), (2)(a) and (b), (3) and (4)	Establishment of the National Consumer Council and its territorial committees
Section 2(1)(a) and (b) (in so far as they relate to sections 9 and 10(1)(a) and (2)) and (2)-(4)	The territorial committees
Section 3	Definitions of “consumer” and “consumer matters”
Section 4	Definition of “designated consumers”
Section 6(1) and (3)-(10)	General provision about functions
Section 9	The research function
Section 10(1)(a) and (2)	The information function
Section 20	Duty to enter into co-operation arrangements
Section 22	Voluntary activities
Section 23	Supplementary powers etc
Section 30(4)(c) (for the purposes of section 39A of the Postal Services Act 2000(a)) and (d) (for the purposes of section 8 of the Utilities Act 2000(b))	Definition of Council
Section 35	Transfer of property etc
Section 36	Directions
Section 39	The Financial Services Consumer Panel
Section 40	The OFCOM Consumer Panel
Section 41	Interpretation of Part 1
Section 42	Interpretation of Part 2
Section 43	Standards for handling complaints
Section 44	Requirements for making regulations under section 43
Section 46	Supply of information to consumers
Section 47	Membership of redress scheme
Section 48	Membership of redress schemes: supplementary
Section 49	Approval of redress schemes
Section 50	Approval of redress schemes: supplementary
Section 51	Procedure for refusing or withdrawing approval
Section 59	Contracts concluded away from business premises
Section 63(1) (insofar as it relates to provisions in Schedule 7 brought into force on 21 December 2007 by this Order) and (2)-(5)	Minor, consequential and transitional provisions
Section 64 insofar as it relates to provisions in Schedule 8 brought into force on 21 December 2007 by this Order	Repeals
Paragraphs 1-26, 28–31 and 33-38 of Schedule	The National Consumer Council

(a) 2000 c.26.

(b) 2000 c.27.

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Schedule 4	Transfer of Property etc to Council
Paragraph 11 of Schedule 7	Amendment to Taxation of Chargeable Gains Act 1992(a)
In Schedule 8, the entry relating to section 2 of the Postal Services Act 2000 (insofar as it relates to the words “(in this Act referred to as “the Council”)” in section 2(1) for the purposes of section 39A of that Act), and the entries relating to section 39 of the Postal Services Act 2000 and section 8 of the Utilities Act 2000	Repeals

(a) 1992 c.12.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force further provisions of the Consumers, Estate Agents and Redress Act 2007 as specified in the Schedule. The provisions in the Schedule relate to (a) the establishment of the National Consumer Council and the transfer of property etc to the Council, (b) standards for complaint handling in the gas, electricity and postal services sectors, (c) requirements relating to redress schemes and (d) the power of the Secretary of State to make regulations in relation to contracts concluded away from business premises. The Schedule comes into force on 21 December 2007.

The remaining provisions of the Consumers, Estate Agents and Redress Act 2007 will be brought into force by subsequent Orders.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Consumers, Estate Agents and Redress Act 2007 have been brought into force by the Consumers, Estate Agents and Redress Act 2007 (Commencement No. 1) Order 2007.

<i>Provisions</i>	<i>Subject Matter of Provisions</i>
Section 53(1)	Giving effect to Schedule 6
Schedule 6	Amendments to the Estate Agents Act 1979 to make provision for redress schemes dealing with complaints about estate agents

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