#### STATUTORY INSTRUMENTS

### 2013 No. 3134

#### **CONSUMER PROTECTION**

# The Consumer Contracts (Information, Cancellation and Additional Charges) Regulations 2013

Made - - - - 11th December 2013

Laid before Parliament 13th December 2013

Coming into force 13th June 2014

## THE CONSUMER CONTRACTS (INFORMATION, CANCELLATION AND ADDITIONAL CHARGES) REGULATIONS 2013

#### PART 1

#### General

- 1. Citation and commencement
- 2. Regulations superseded
- 3. Review
- 4. "Consumer" and "trader"
- 5. Other definitions
- 6. Limits of application: general

#### PART 2

#### Information requirements

#### CHAPTER 1

#### Provision of information

- 7. Application of Part 2
- 8. Making information etc available to a consumer
- 9. Information to be provided before making an on-premises contract
- 10. Information to be provided before making an off-premises contract
- 11. Provision of information in connection with repair or maintenance contracts
- 12. Provision of copy or confirmation of off-premises contracts
- 13. Information to be provided before making a distance contract
- 14. Requirements for distance contracts concluded by electronic means

- 15. Telephone calls to conclude a distance contract
- 16. Confirmation of distance contracts
- 17. Burden of proof in relation to off-premises and distance contracts
- 18. Effect on contract of failure to provide information

#### **CHAPTER 2**

#### Offences

- 19. Offence relating to the failure to give notice of the right to cancel
- 20. Defence of due diligence
- 21. Liability of persons other than the principal offender
- 22. Offences committed by bodies of persons
- 23. Duty to enforce
- 24. Powers of investigation
- 25. Obstruction of authorised officers
- 26. Freedom from self-incrimination

#### PART 3

#### Right to cancel

- 27. Application of Part 3
- 28. Limits of application: circumstances excluding cancellation
- 29. Right to cancel
- 30. Normal cancellation period
- 31. Cancellation period extended for breach of information requirement
- 32. Exercise of the right to withdraw or cancel
- 33. Effect of withdrawal or cancellation
- 34. Reimbursement by trader in the event of withdrawal or cancellation
- 35. Return of goods in the event of cancellation
- 36. Supply of service in cancellation period
- 37. Supply of digital content in cancellation period
- 38. Effects of withdrawal or cancellation on ancillary contracts

#### PART 4

#### Protection from inertia selling and additional charges

- 39. Inertia selling
- 40. Additional payments under a contract
- 41. Help-line charges over basic rate

#### PART 5

#### Delivery and risk

- 42. Time for delivery of goods
- 43. Passing of risk

#### PART 6

#### Enforcement

- 44. Complaints
- 45. Orders to secure compliance
- 46. Notification of undertakings and orders to the CMA

Changes to legislation: There are currently no known outstanding effects for the The Consumer Contracts (Information, Cancellation and Additional Charges) Regulations 2013. (See end of Document for details)

#### PART 7

#### Consequential amendments

47. Consequential amendments Signature

SCHEDULE 1 — Information relating to on-premises contracts The information referred to in regulation 9(1) is—

SCHEDULE 2 — Information relating to distance and off-premises contracts The information referred to in regulations 10(1) and 13(1) is... Note: In the case of a public auction, the information...

SCHEDULE 3 — Information about the exercise of the right to cancel

#### SCHEDULE 4 — Consequential amendments

- 1. Unsolicited Goods and Services Act 1971
- 2. Consumer Credit Act 1974
- 3. Companies Act 1985
- 4. Financial Services (Distance Marketing) Regulations 2004
- 5. Supply of Extended Warranties on Domestic Electrical Goods Order 2005
- 6. Companies Act 2006
- 7. Waste Electrical & Electrical Equipment Regulations 2006
- 8. Legislative and Regulatory Reform (Regulatory Functions) Order 2007
- 9. Consumer Protection from Unfair Trading Regulations 2008
- 10. Payment Services Regulations 2009
- 11. Co-ordination of Regulatory Enforcement (Regulatory Functions in Scotland and Northern Ireland) Order 2009
- 12. Waste Batteries and Accumulators Regulations 2009
- 13. Unsolicited Services (Trade and Business Directories) Act (Northern Ireland) 2010
- 14. Postal Services Act 2011 (Disclosure of Information) Order 2012
- 15. Consumer Rights (Payment Surcharges) Regulations 2012
- 16. Enterprise Act (Part 8 Domestic Infringements) Order 2013

**Explanatory Note** 

Changes to legislation:
There are currently no known outstanding effects for the The Consumer Contracts (Information, Cancellation and Additional Charges) Regulations 2013.