



Estate Agents Act 1979

1979 CHAPTER 38

Supplementary

33 General interpretation provisions.

(1) In this Act, unless the context otherwise requires,—

“associate” has the meaning assigned to it by section 32 above and
“business associate” has the meaning assigned to it by section 31 above;

“client account” has the meaning assigned to it by section 14(2) above;

“client’s money” has the meaning assigned to it by section 12(1) above;

“connected contract”, in relation to the acquisition of an interest in land,
has the meaning assigned to it by section 12(4) above;

“contract deposit” has the meaning assigned to it by section 12(2) above;

“controller”, in relation to a body corporate, has the meaning assigned to
it by section 31(5) above;

“Director” means the Director General of Fair Trading;

“enforcement authority” has the meaning assigned to it by section 26(1)
above;

“estate agency work” has the meaning assigned to it by section 1(1) above;

“general notice” means a notice published by the Director at a time and in
a manner appearing to him suitable for securing that the notice is seen within
a reasonable time by persons likely to be affected by it;

“pre-contract deposit” has the meaning assigned to it by section 12(3)
above;

“prescribed fee” means such fee as may be prescribed by regulations made
by the Secretary of State;

“the statutory maximum”, in relation to a fine on summary conviction,
means—

- (a) in England and Wales . . . ^{F1}, the prescribed sum within the meaning of
[^{F2}section 32 of the Magistrates’ Courts Act 1980](at the passing of this
Act £1,000); and

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: Estate Agents Act 1979, Section 33 is up to date with all changes known to be in force on or before 14 May 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)

- (b) in Scotland, the prescribed sum within the meaning of section 289B of the ^{M1}Criminal Procedure (Scotland) Act 1975 (at the passing of this Act £1,000); [^{F3}and]
 - (c) [^{F4}in Northern Ireland, the prescribed sum within the meaning of Article 4 of the Fines and Penalties (Northern Ireland) Order 1984.]
- “unincorporated association” does not include a partnership.

- (2) The power to make regulations under subsection (1) above prescribing fees shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F1** Words repealed by virtue of S.I. 1984/703 (N.I. 3), art. 19(1)(2), **Sch. 6 para. 12(a)**, Sch. 7
 - F2** Words substituted by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 154, **Sch. 7 para. 185**
 - F3** Word added by S.I. 1984/703 (N.I. 3), art. 19(1), **Sch. 6 para. 12(b)**
 - F4** S. 33(1)(c) added by S.I. 1984/703 (N.I. 3), art. 19(1), **Sch. 6 para. 12(c)**
-

Marginal Citations

- M1** 1975 c. 21.

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

Estate Agents Act 1979, Section 33 is up to date with all changes known to be in force on or before 14 May 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.