



# Estate Agents Act 1979

## 1979 CHAPTER 38

### *Orders by Director General of Fair Trading*

#### **7 Appeals**

- (1) A person who receives notice under paragraph 9 of Schedule 2 to this Act of—
  - (a) a decision of the Director to make an order in respect of him under section 3 or section 4 above, or
  - (b) a decision of the Director under subsection (4) or subsection (5) of section 6 above on an application made by him,may appeal against the decision to the Secretary of State.
- (2) On an appeal under subsection (1) above the Secretary of State may give such directions for disposing of the appeal as he thinks just, including a direction for the payment of costs or expenses by any party to the appeal.
- (3) The Secretary of State shall make provision by regulations with respect to appeals under subsection (1) above—
  - (a) as to the period within which and the manner in which such appeals are to be brought;
  - (b) as to the persons by whom such appeals are to be heard on behalf of the Secretary of State;
  - (c) as to the manner in which such appeals are to be conducted;
  - (d) for taxing or otherwise settling any costs or expenses directed to be paid under subsection (2) above and for the enforcement of any such direction; and
  - (e) as to any other matter connected with such appeals ;and such regulations shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) If the appellant is dissatisfied in point of law with a decision of the Secretary of State under this section he may appeal against that decision to the High Court, the Court of Session or a judge of the High Court in Northern Ireland.

---

*Status: This is the original version (as it was originally enacted).*

---

- (5) No appeal to the Court of Appeal or to the Court of Appeal in Northern Ireland shall be brought from a decision under subsection (4) above except with the leave of that Court or of the court or judge from whose decision the appeal is brought
- (6) An appeal shall lie, with the leave of the Court of Session or the House of Lords, from any decision of the Court of Session under this section, and such leave may be given on such terms as to costs or otherwise as the Court of Session or the House of Lords may determine.