



# Sale of Goods Act 1979

## 1979 CHAPTER 54

### PART VII

#### SUPPLEMENTARY

#### 62 Savings: rules of law etc.

- (1) The rules in bankruptcy relating to contracts of sale apply to those contracts, notwithstanding anything in this Act.
- (2) The rules of the common law, including the law merchant, except in so far as they are inconsistent with the provisions of [<sup>F1</sup>legislation including this Act and the Consumer Rights Act 2015], and in particular the rules relating to the law of principal and agent and the effect of fraud, misrepresentation, duress or coercion, mistake, or other invalidating cause, apply to contracts for the sale of goods.
- (3) Nothing in this Act or the <sup>M1</sup>Sale of Goods 1893 affects the enactments relating to bills of sale, or any enactment relating to the sale of goods which is not expressly repealed or amended by this Act or that.
- (4) The provisions of this Act about contracts of sale do not apply to a transaction in the form of a contract of sale which is intended to operate by way of mortgage, pledge, charge, or other security.
- (5) Nothing in this Act prejudices or affects the landlord's right of hypothec <sup>F2</sup>. . . in Scotland.

#### Textual Amendments

- F1** Words in s. 62(2) substituted (1.10.2015) by [Consumer Rights Act 2015 \(c. 15\), s. 100\(5\), Sch. 1 para. 36](#); [S.I. 2015/1630, art. 3\(g\)](#) (with [art. 6\(1\)](#))
- F2** Words in s. 62(5) repealed (S.) (1.4.2008) by [Bankruptcy and Diligence etc. \(Scotland\) Act 2007 \(asp 3\)](#), ss. 226(1), 227, [Sch. 6 Pt. 1](#) (with s. 223); [S.S.I. 2008/115, art. 3, Sch. 2](#) (with [art. 9](#))

---

*Changes to legislation: There are currently no known outstanding effects for the Sale of Goods Act 1979, Section 62. (See end of Document for details)*

---

**Marginal Citations**

**M1** 1893 c. 71.

**Changes to legislation:**

There are currently no known outstanding effects for the Sale of Goods Act 1979, Section 62.