



Product Security and Telecommunications Infrastructure Act 2022

2022 CHAPTER 46

PART 1

PRODUCT SECURITY

CHAPTER 4

SUPPLEMENTARY PROVISION

Interpretation

54 Meaning of “UK consumer connectable product”

- (1) In this Part “UK consumer connectable product” means a relevant connectable product that meets condition A or B.
- (2) Condition A is that the product—
 - (a) is or has been made available to consumers in the United Kingdom, and
 - (b) has not been supplied by a relevant person to any customer (whether or not in the United Kingdom) at any time before being so made available.
- (3) Condition B is that—
 - (a) the product is or has been made available to customers in the United Kingdom who are not consumers,
 - (b) the product has not been supplied by a relevant person to any customer (whether or not in the United Kingdom) at any time before being so made available, and
 - (c) products identical to the product meet condition A.
- (4) Subsections (5) to (9) apply for the purposes of subsections (2)(b) and (3)(b).

Status: This is the original version (as it was originally enacted).

- (5) Where—
- (a) a product that has been supplied to a customer (“the original customer”) is returned to a relevant person in the exercise of any right (whether statutory or otherwise) to return unwanted products, and
 - (b) the product is subsequently made available to customers in the United Kingdom,
- the product is not to be treated as having been supplied to the original customer.
- (6) Where—
- (a) a product that has been supplied to a customer (“the original customer”) is returned to a relevant person—
 - (i) in accordance with arrangements made for the purposes of, or in connection with, this Part, or
 - (ii) as a result of any other action taken under, or for the purposes of, this Part, and
 - (b) the product is subsequently made available to customers in the United Kingdom,
- the product is not to be treated as having been supplied to the original customer.
- (7) Where a product that has been supplied to a customer is reconditioned by or on behalf of a manufacturer of the product before being made available to customers in the United Kingdom, the product is not to be treated as having been supplied to that customer.
- (8) The reference in subsection (7) to reconditioning a product is a reference to doing anything to the product, or its packaging, in order to prepare the product to be made available to customers.
- (9) Where a product has been supplied to a customer (“C”) who would, in the absence of section 7(6), be a distributor of the product—
- (a) the product is not to be treated as having been supplied to C, and
 - (b) where any of subsections (5) to (7) applies, the product is not to be treated as having been supplied to C or to any customer of C.
- (10) The Secretary of State may by regulations—
- (a) repeal subsection (2)(b) or (3)(b);
 - (b) make any amendments of this Part that the Secretary of State considers necessary or appropriate in consequence of such repeal.
- (11) Regulations made under subsection (10) are subject to the affirmative resolution procedure.