

STATUTORY INSTRUMENTS

2008 No. 1277

The Consumer Protection from Unfair Trading Regulations 2008

PART 4

ENFORCEMENT

[^{F1}Duty and power to enforce]

19.—[^{F2}(1) It shall be the duty of every local weights and measures authority and DETINI to enforce these Regulations [^{F3}(other than Part 4A).]

(1A) The [^{F4}CMA] may also enforce these Regulations.]

(2) Where the enforcement authority is a local weights and measures authority the duty referred to in paragraph (1) shall apply to the enforcement of these Regulations within the authority's area.

(3) Where the enforcement authority is [^{F5}DETINI] the duty referred to in paragraph (1) shall apply to the enforcement of these Regulations within Northern Ireland.

(4) [^{F6}In determining how to comply with paragraph (1), or as the case may be, paragraph (1A),] every enforcement authority shall have regard to the desirability of encouraging control of unfair commercial practices by such established means as it considers appropriate having regard to all the circumstances of the particular case.

(5) Nothing in this regulation shall authorise any enforcement authority to bring proceedings in Scotland for an offence.

F1 Reg. 19 heading substituted (28.3.2013) by [The Public Bodies \(The Office of Fair Trading Transfer of Consumer Advice Scheme Function and Modification of Enforcement Functions\) Order 2013](#) (S.I. 2013/783), arts. 1(2), **13(3)**

F2 Reg. 19(1)(1A) substituted for reg. 19(1) (28.3.2013) by [The Public Bodies \(The Office of Fair Trading Transfer of Consumer Advice Scheme Function and Modification of Enforcement Functions\) Order 2013](#) (S.I. 2013/783), arts. 1(2), **13(4)**

F3 Words in reg. 19(1) inserted (with application in accordance with reg. 1(3) of the amending S.I.) by [The Consumer Protection \(Amendment\) Regulations 2014](#) (S.I. 2014/870), regs. 1(3), **4(1)**

F4 Word in reg. 19(1A) substituted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) \(No. 2\) Order 2014](#) (S.I. 2014/549), art. 1(1), **Sch. 1 para. 35(3)** (with art. 3)

F5 Words in reg. 19(3) substituted (28.3.2013) by [The Public Bodies \(The Office of Fair Trading Transfer of Consumer Advice Scheme Function and Modification of Enforcement Functions\) Order 2013](#) (S.I. 2013/783), arts. 1(2), **13(5)**

F6 Words in reg. 19(4) substituted (28.3.2013) by [The Public Bodies \(The Office of Fair Trading Transfer of Consumer Advice Scheme Function and Modification of Enforcement Functions\) Order 2013](#) (S.I. 2013/783), arts. 1(2), **13(6)**

Changes to legislation:

There are currently no known outstanding effects for the The Consumer Protection from Unfair Trading Regulations 2008, Section 19.