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STATUTORY INSTRUMENTS

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**1993 No. 3053**

**COMMERCIAL AGENTS**

**The Commercial Agents (Council Directive) Regulations 1993**

*Made - - - - 7th December 1993*

*Laid before Parliament 8th December 1993*

*Coming into Force 1st January 1994*

**THE COMMERCIAL AGENTS (COUNCIL  
DIRECTIVE) REGULATIONS 1993**

PART I

GENERAL

1. Citation, commencement and applicable law
2. Interpretation, application and extent

PART II

RIGHTS AND OBLIGATIONS

3. Duties of a commercial agent to his principal
4. Duties of a principal to his commercial agent
5. Prohibition on derogation from regulations 3 and 4 and consequence of breach

PART III

REMUNERATION

6. Form and amount of remuneration in absence of agreement
7. Entitlement to commission on transactions concluded during agency contract
8. Entitlement to commission on transactions concluded after agency contract has terminated
9. Apportionment of commission between new and previous commercial agents
10. When commission due and date for payment
11. Extinction of right to commission

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

12. Periodic supply of information as to commission due and right of inspection of principal's books

#### PART IV

#### CONCLUSION AND TERMINATION OF THE AGENCY CONTRACT

13. Right to signed written statement of terms of agency contract
14. Conversion of agency contract after expiry of fixed period
15. Minimum periods of notice for termination of agency contract
16. Savings with regard to immediate termination
17. Entitlement of commercial agent to indemnity or compensation on termination of agency contract
18. Grounds for excluding payment of indemnity or compensation under regulation 17
19. Prohibition on derogation from regulations 17 and 18
20. Restraint of trade clauses

#### PART V

#### MISCELLANEOUS AND SUPPLEMENTAL

21. Disclosure of information
  22. Service of notice etc
  23. Transitional provisions
- Signature

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#### THE SCHEDULE —

1. The activities of a person as a commercial agent are...
2. An arrangement falls within this paragraph if—
3. The following are indications that an arrangement falls within paragraph...
4. The following are indications that an arrangement does not fall...
5. The activities of the following categories of persons are presumed,...

Explanatory Note