



# Fair Trading Act 1973

## CHAPTER 41

### FAIR TRADING ACT 1973

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- 138 Supplementary interpretation provisions.
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- 140 †Short title, citation, commencement and extent.

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## SCHEDULES

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- 1 There shall be paid to the Director such remuneration, and...
- 2 In the case of any such holder of the office...
- 3 If, when any person ceases to hold office as the...
- 4 .....
- 5 The Director shall have an official seal for the authentication...

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- 6 The Documentary Evidence Act 1868 shall have effect as if...  
7 Anything authorised or required by or under this Act or...

## SCHEDULE 2 — Consumer Protection Advisory Committee

### *Status of Committee*

- 1 Members of the Advisory Committee in their capacity as such...

### *Tenure of office of members*

- 2 (1) Subject to the following provisions of this paragraph, a...

### *Tenure of office of chairman and deputy chairman*

- 3 (1) The chairman or deputy chairman of the Advisory Committee...

### *Remuneration and allowances*

- 4 There shall be paid to the members of the Advisory...

### *General provisions as to sums payable on retirement or death of members*

- 5 As regards any member of the Advisory Committee in whose...  
6 If, when any person ceases to be a member of...

### *Procedure of Committee*

- 7 In the case of an equality of votes on any...  
8 At any time when the chairman is absent or otherwise...  
9 At any time when the chairman and deputy chairman of...

## SCHEDULE 3 — Part I

### *Status of Commission*

- 1 Members of the Commission in their capacity as such shall...

### *Tenure of office of regular members*

- 2 (1) Subject to the following provisions of this paragraph, a...

### *Appointment and tenure of office of chairman and deputy chairmen*

- 3 (1) There shall be a chairman of the Commission appointed...

### *Staff*

- 4 The Commission shall have a secretary, who shall be a...  
5 The Commission may appoint such other staff as the Commission...

### *Remuneration and allowances*

- 6 There shall be paid to the members of the Commission...  
7 There shall be paid to the staff of the Commission...

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*General provisions as to sums payable on retirement or death of members*

8 As regards any member of the Commission in whose case...

9 If, when any person ceases to be a member of...

Part II — PERFORMANCE OF FUNCTIONS OF COMMISSION

10 (1) If the chairman of the Commission so directs—

11 Where, after a direction under paragraph 10 of this Schedule...

12 The chairman may appoint one of the members of a...

13 (1) Where during the proceedings of a group—

14 (1) At the invitation of the chairman of a group,...

15 In determining their procedure, and in exercising any powers conferred...

16 (1) Subject to the next following sub-paragraph, anything done by...

17 The quorum necessary— (a) for any meeting of the Commission...

18 The quorum necessary for a meeting of a group shall...

19 In the case of an equality of votes on any...

20 At any time when the chairman is absent or otherwise...

21 At any time when every person who is chairman or...

22 For the purposes of a newspaper merger reference the Secretary...

SCHEDULE 4 — Services Excluded from Sections 14 and 109

1 Legal services (that is to say, the services of barristers,...

2 Medical services (that is to say, the provision of medical...

3 Dental services (that is to say, any services falling within...

4 Ophthalmic services (that is to say, the testing of sight)....

5 Veterinary services (that is to say, any services which constitute...

6 The services of registered nurses or midwives in their capacity...

7 The services of midwives, physiotherapists or chiropodists in their capacity...

8 The services of architects in their capacity as such.

9 Accounting and auditing services (that is to say, the making...

10 The services of registered patent agents (within the meaning of...

10A The services of persons carrying on for gain in the...

11 The services of parliamentary agents entered in the register in...

12 The services of surveyors (that is to say, of surveyors...

13 The services of professional engineers or technologists (that is to...

14 Services consisting of the provision— (a) of primary, secondary or...

15 The services of ministers of religion in their capacity as...

SCHEDULE 5 — Goods and Services Referred to in Section 16

Part I — GENERAL RESTRICTION

1 Gas supplied through pipes to tariff customers (within the meaning...

3 .....

4 The carriage of passengers by road in Northern Ireland.

5 Services for the carriage of passengers, or of goods, by...

6 The services of conveying, receiving, collecting despatching and delivering letters....

7 The running of any system for the conveyance, through the...

Part II — LIMITED RESTRICTION . . .

SCHEDULE 6 — Matters Falling Within Scope of Proposals Under Section 17

1 Prohibition of the specified consumer trade practice either generally or...

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- 2 Prohibition of specified consumer transactions unless carried out at specified...
- 3 Prohibition of the inclusion in specified consumer transactions of terms...
- 4 A requirement that contracts relating to specified consumer transactions shall...
- 5 A requirement that contracts or other documents relating to specified...
- 6 A requirement that specified information shall be given to parties...

SCHEDULE 7 — Goods and Services (in addition to those in Schedule 5) Wholly or Partly Excluded from Section 50

Part I — GOODS AND SERVICES WHOLLY EXCLUDED

- 1 Raw cane or beet sugar.
- 2 Sugar beet.
- 3 Hops.
- 4 Water.
- 5 Port facilities (as defined by section 92(1) of the Transport...
- 6 Air navigation services (as defined by section 64(1) of the...
- 7 International carriage by air, otherwise than on a charter flight...
- 8 . . . . .
- 9 . . . . .

Part II — GOODS AND SERVICES PARTLY EXCLUDED

Part III — GOODS PARTLY EXCLUDED IN RELATION TO NORTHERN IRELAND ONLY

SCHEDULE 8 — Powers Exercisable by Orders Under Sections 56 and 73

Part I — POWERS EXERCISABLE IN ALL CASES

- 1 Subject to paragraph 3 of this Schedule, an order under...
- 2 Subject to the next following paragraph, an order may require...
- 3 (1) An order shall not by virtue of paragraph 1...
- 4 An order may declare it to be unlawful, except to...
- 5 An order may declare it to be unlawful, except to...
- 6 An order may declare it to be unlawful, except to...
- 7 An order may declare it to be unlawful, except to...
- 8 An order may declare it to be unlawful, except to...
- 9 An order may require a person supplying goods or services...
- 9A (1) An order may require a person supplying goods or...
- 10 (1) Subject to the following provisions of this paragraph, an...
- 11 An order may declare it to be unlawful, except to...
- 12 (1) An order may prohibit or restrict the acquisition by...
- 13 In this Part of this Schedule “the appropriate Minister”, in...

Part II — POWERS EXERCISABLE EXCEPT IN CASES FALLING WITHIN SECTION 56(6)

- 14 An order may provide for the division of any business...
- 15 In relation to an order under section 73 of this...

SCHEDULE 9 — Procedure Preliminary to Laying Draft of Order to which Section 91(1) Applies

- 1 The provisions of this Schedule shall have effect where the...
- 2 The Secretary of State shall cause notice of his intention...
- 3 A notice under this Schedule shall— (a) state that it...
- 4 The Secretary of State shall consider any representation that is...



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SCHEDULE 10 —

SCHEDULE 11 — Transitional Provisions and Savings

*General provisions*

- 1 (1) Subject to the following provisions of this Schedule, in...
- 2 For the purposes of the operation of paragraph 1 of...
- 3 Without prejudice to any express amendment made by this Act,...
- 4 Where any period of time specified in an enactment repealed...
- 5 Without prejudice to paragraph 1 of this Schedule, any reference...
- 6 Nothing in this Act shall affect the repealed enactments in...

*Reference made to Commission before commencement of Act*

- 7 (1) Any reference made to the Commission under the repealed...

*Report of Commission made before 5th August 1965*

- 8 An order made under section 56 of this Act in...

*Undertaking given in consequence of report on reference made under repealed enactments*

- 9 (1) This paragraph applies to any undertaking given to a...

*Functions of Director in relation to orders made under Acts of 1948 and 1965*

- 10 Subsection (5) of section 88 of this Act shall have...

*Provisions consequential upon transfer of functions from Registrar to Director*

- 11 (1) Except as provided by paragraph 15 of this Schedule,...
- 12, 13 . . . . .

*Pension benefits*

- 14 The repeal by this Act of the following enactments, that...
- 15 (1) The repeal by this Act of subsections (7) and...

*Trade Descriptions Act 1968, s. 30*

- 16 The repeal by this Act of subsections (2) to (4)...

SCHEDULE 12 — ENACTMENTS AMENDED

SCHEDULE 13 — ENACTMENTS REPEALED

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**Changes and effects yet to be applied to :**

- Pt. 4 by 2000 c. 38 s. 86(7)(a)
- s. 24 by 2000 c. 38 s. 18(2)(d)
- s. 44 by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 50 by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 53 by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 56A - 56G by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 70 by 2000 c. 38 s. 12(10)(a)
- s. 70 by 2000 c. 38 Sch. 4A as ins by Sch. 24
- s. 77(1)(b)(c) repealed by 2002 c. 40 Sch. 26
- s. 77(2)(b) and word repealed by 2002 c. 40 Sch. 26
- s. 77(3) repealed by 2002 c. 40 Sch. 26
- s. 77(5)(b) and word repealed by 2002 c. 40 Sch. 26
- s. 82 by 2000 c. 38 s. 13(2)
- s. 82 by 2000 c. 38 Sch. 4A as ins by Sch. 24
- s. 82(1)(2) by 2000 c. 38 s. 18(2)(a)
- s. 82(1)(2) by 2000 c. 38 Sch. 4A as ins by Sch. 24
- s. 82(1) words repealed by 2002 c. 40 Sch. 26
- s. 82(1)(b) words repealed by 2002 c. 40 Sch. 26
- s. 82(2) words repealed by 2002 c. 40 Sch. 26
- s. 82(3) repealed by 2002 c. 40 Sch. 26
- s. 82(4) words repealed by 2002 c. 40 Sch. 26
- s. 83(1) words repealed by 2002 c. 40 Sch. 26
- s. 83(3)(4) words repealed by 2002 c. 40 Sch. 26
- s. 85 by 2000 c. 38 s. 12(10)(a)
- s. 85 by 2000 c. 38 s. 18(2)(b)
- s. 85 by 2000 c. 38 Sch. 4A as ins by Sch. 24
- s. 86 by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 86 by 2000 c. 38 s. 86(4)(a)(5)
- s. 86 by 2000 c. 38 s. 86(7)(a)
- s. 88 by 2000 c. 38 s. 86(1)s. 86(2)8789
- s. 88 by 2000 c. 38 s. 86(4)(a)(5)
- s. 88 by 2000 c. 38 s. 86(7)(a)
- s. 93B by 2000 c. 38 s. 12(10)(a)
- s. 93B by 2000 c. 38 s. 18(2)(c)
- s. 93B by 2000 c. 38 Sch. 4A as ins by Sch. 24
- s. 93B(1)(a) by 2000 c. 38 s. 86(4)(a)(5)
- s. 124 by 2000 c. 38 s. 90(6)
- s. 133 restricted by 2003 c. 20 s. 115
- s. 133 words substituted by 2003 c. 20 Sch. 2 para. 19(c)
- s. 133(2)(a) by 2000 c. 38 s. 97Sch. 8 Pt. 4 para. 11
- s. 133(4) by 2000 c. 38 s. 86(4)(a)(5)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Blanket amendment words substituted by S.I. 2011/1043 art. 34
- Blanket amendment words substituted by S.I. 2011/1043 art. 36