



# Estate Agents Act 1979

## 1979 CHAPTER 38

*Supervision, enforcement, publicity etc.*

### 26 Enforcement authorities.

- (1) Without prejudice to section 25(1) above, the following authorities (in this Act referred to as “enforcement authorities”) have a duty to enforce this Act—
- (a) the [<sup>F1</sup>lead enforcement authority],
  - (b) in Great Britain, a local weights and measures authority, and
  - (c) in Northern Ireland, the [<sup>F2</sup>Department of Enterprise, Trade and Investment in Northern Ireland] .

[<sup>F3</sup>(1A) For the investigatory powers available to an authority for the purposes of the duty in subsection (1), see Schedule 5 to the Consumer Rights Act 2015.]

[<sup>F4</sup>(2) .....

(3) Nothing in this section or in section 25 above authorises an enforcement authority to institute proceedings in Scotland for an offence.

(4) Every local weights and measures authority shall, whenever the [<sup>F5</sup>lead enforcement authority] requires, report to [<sup>F6</sup>it] in such form and with such particulars as [<sup>F6</sup>it] requires on the exercise of their functions under this Act.

(5) ..... <sup>F7</sup>

#### Textual Amendments

- F1** Words in s. 26(1)(a) substituted (31.3.2014) by [The Public Bodies \(Abolition of the National Consumer Council and Transfer of the Office of Fair Trading’s Functions in relation to Estate Agents etc\) Order 2014 \(S.I. 2014/631\)](#), art. 1(5), **Sch. 2 para. 1(10)(a)** (with Sch. 1 para. 28, 2 paras. 13-15)
- F2** Words in s. 26(1)(c) substituted (1.10.2016) by [Housing and Planning Act 2016 \(c. 22\)](#), **ss. 132(2)**, 216(3); S.I. 2016/733, reg. 4(1)(a)
- F3** S. 26(1A) inserted (1.10.2015) by [Consumer Rights Act 2015 \(c. 15\)](#), s. 100(5), **Sch. 6 para. 24**; S.I. 2015/1630, art. 3(i)

---

*Changes to legislation: Estate Agents Act 1979, Section 26 is up to date with all changes known to be in force on or before 27 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

---

- F4** S. 26(2) repealed (1.4.2003) by Enterprise Act 2002 (c. 40), s. 279, Sch. 25 para. 9(13)(b), **Sch. 26**; S.I. 2003/766, art. 2, Sch. (with art. 3) (as amended (20.7.2007) by S.I. 2007/1846, reg. 3(2), Sch.)
- F5** Words in s. 26(4) substituted (31.3.2014) by The Public Bodies (Abolition of the National Consumer Council and Transfer of the Office of Fair Trading's Functions in relation to Estate Agents etc) Order 2014 (S.I. 2014/631), art. 1(5), **Sch. 2 para. 1(10)(a)** (with Sch. 1 para. 28, 2 paras. 13-15)
- F6** Word in s. 26(4) substituted (1.4.2003) by Enterprise Act 2002 (c. 40), s. 279, **Sch. 25 para. 9(13)(c)**; S.I. 2003/766, art. 2, Sch. (with art. 3) (as amended (20.7.2007) by S.I. 2007/1846, reg. 3(2), Sch.)
- F7** S. 26(5)–(8) repealed by Local Government, Planning and Land Act 1980 (c. 65, SIF 81:1, 2), s. 1(4), **Sch. 34 Pt. IV**

**Changes to legislation:**

Estate Agents Act 1979, Section 26 is up to date with all changes known to be in force on or before 27 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 21A inserted by [2007 c. 17 s. 54\(1\)](#)