



Consumer Protection Act 1987

1987 CHAPTER 43

PART II

CONSUMER SAFETY

13 Prohibition notices and notices to warn.

- (1) The Secretary of State may—
 - (a) serve on any person a notice (“a prohibition notice”) prohibiting that person, except with the consent of the Secretary of State, from supplying, or from offering to supply, agreeing to supply, exposing for supply or possessing for supply, any relevant goods which the Secretary of State considers are unsafe and which are described in the notice;
 - (b) serve on any person a notice (“a notice to warn”) requiring that person at his own expense to publish, in a form and manner and on occasions specified in the notice, a warning about any relevant goods which the Secretary of State considers are unsafe, which that person supplies or has supplied and which are described in the notice.
- (2) Schedule 2 to this Act shall have effect with respect to prohibition notices and notices to warn; and the Secretary of State may by regulations make provision specifying the manner in which information is to be given to any person under that Schedule.
- (3) A consent given by the Secretary of State for the purposes of a prohibition notice may impose such conditions on the doing of anything for which the consent is required as the Secretary of State considers appropriate.
- (4) A person who contravenes a prohibition notice or a notice to warn shall be guilty of an offence and liable on summary conviction to imprisonment for a term not exceeding [^{F1}three months] or to a fine not exceeding level 5 on the standard scale or to both.
- (5) The power to make regulations under subsection (2) above shall be exercisable by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament and shall include power—
 - (a) to make different provision for different cases; and

Status: Point in time view as at 03/10/1994. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Consumer Protection Act 1987, Section 13. (See end of Document for details)

- (b) to make such supplemental, consequential and transitional provision as the Secretary of State considers appropriate.
- (6) In this section “relevant goods” means—
- (a) in relation to a prohibition notice, any goods to which section 11 above applies; and
 - (b) in relation to a notice to warn, any goods to which that section applies or any growing crops or things comprised in land by virtue of being attached to it.

Textual Amendments

- F1** Words in s. 13(4) substituted (3.10.1994) by S.I. 1994/2328, **reg. 11(d)** (which said S.I. 1994/2328 was revoked (1.10.2005) by S.I. 2005/1803, **reg. 1(2)**),

Modifications etc. (not altering text)

- C1** S. 13 applied (1.1.1993) by S.I. 1992/3139, **reg. 3(2)(a)** (which said S.I. 1992/3139 was revoked (15.5.2002) by S.I. 2002/1144, **reg. 1(2)**, **Sch. 11 para. 1**)
- S. 13 applied (3.10.1994) by S.I. 1994/2328, **reg. 11(a)**
- S. 13 restricted (1.1.1995 until end of 1996) by S.I. 1994/2326, **reg. 5**
- S. 13 restricted (24.2.1995) by S.I. 1995/204, **reg. 10(11)**
- S. 13 applied (with modifications) (9.1.1995) by S.I. 1994/3260, **reg. 13(1)**
- S. 13 applied (with modifications) (29.11.1999) by S.I. 1999/2001, **reg. 24**, **Sch. 8 para. 2(b)**
- S. 13 extended (7.6.2000) by S.I. 2000/1315, **reg. 18(6)**
- S. 13 applied (with modifications) (15.5.2002) by S.I. 2002/1144, **regs. 2(2)**, **16(1)-(3)**, **Sch. 10 paras. 1, 3**

Status:

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