

Changes to legislation: There are currently no known outstanding effects for the Consumer Rights Act 2015, Cross
Heading: Enforcer's legislation: duties and powers mentioned in paragraph 9(1)(a). (See end of Document for details)

SCHEDULES

SCHEDULE 5

INVESTIGATORY POWERS ETC.

Modifications etc. (not altering text)

- C1** Sch. 5 applied (with modifications) (8.12.2016) by [The Electromagnetic Compatibility Regulations 2016 \(S.I. 2016/1091\)](#), reg. 1, **Sch. 7 para. 3** (with regs. 74, 75(5))
- C1** Sch. 5 applied (with modifications) (26.12.2017) by [The Radio Equipment Regulations 2017 \(S.I. 2017/1206\)](#), reg. 1, **Sch. 10 para. 3** (with regs. 3-5, 77)
- C1** [Sch. 5](#): power to amend conferred (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), **ss. 180(3)(a)**, 186(6); [S.I. 2022/734](#), reg. 2(a), [Sch.](#) (with regs. 13, 29, 30)

PART 2

THE ENFORCER'S LEGISLATION

Enforcer's legislation: duties and powers mentioned in paragraph 9(1)(a)

- 10 The duties and powers mentioned in paragraph 9(1)(a) are those arising under any of the following provisions—
- section 26(1) or 40(1)(b) of the Trade Descriptions Act 1968 (including as applied by regulation 8(3) of the Crystal Glass (Descriptions) Regulations 1973 (SI 1973/1952) and regulation 10(2) of the Footwear (Indication of Composition) Labelling Regulations 1995 (SI 1995/2489));
 - section 9(1) or (6) of the Hallmarking Act 1973;
 - paragraph 6 of the Schedule to the Prices Act 1974 (including as read with paragraph 14(1) of that Schedule);
 - section 161(1) of the Consumer Credit Act 1974;
 - section 26(1) of the Estate Agents Act 1979;
 - Article 39 of the Weights and Measures (Northern Ireland) Order 1981 (SI 1981/231 (NI 10));
 - section 16A(1) or (4) of the Video Recordings Act 1984;
 - section 27(1) of the Consumer Protection Act 1987 (including as applied by section 12(1) of the Fireworks Act 2003 to fireworks regulations under that Act [^{F1}and by regulation 18 of the Standardised Packaging of Tobacco Products Regulations 2015 (S.I. 2015/829) to those Regulations]);
 - section 215(1) of the Education Reform Act 1988;
 - section 107A(1) or (3) or 198A(1) or (3) of the Copyright, Designs and Patents Act 1988;
 - ^{F2}...
 - section 30(4) or (7) or 31(4)(a) of the Clean Air Act 1993;
 - paragraph 1 of Schedule 2 to the Sunday Trading Act 1994;
 - section 93(1) or (3) of the Trade Marks Act 1994;

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section 8A(1) or (3) of the Olympic Symbol etc (Protection) Act 1995;

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regulation 5C(5) of the Motor Fuel (Composition and Content) Regulations 1999 (SI 1999/3107);

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[^{F6}regulation 61 of the Medical Devices Regulations 2002 (S.I. 2002/618)]
paragraph 1(a) of Schedule 10 to the Personal Protective Equipment Regulations 2002 (SI 2002/1144) [^{F7}so far as that paragraph remains in force by virtue of regulation 2(6) of the Personal Protective Equipment (Enforcement) Regulations 2018 (S.I. 2018/390)];

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section 3(1) of the Christmas Day Trading Act 2004;

[^{F9}the General Product Safety Regulations 2005 (S.I. 2005/1803), if they are duties and powers of an enforcement authority (within the meaning of regulation 2 of those Regulations)];

regulation 10(1) of the Weights and Measures (Packaged Goods) Regulations 2006 (SI 2006/659);

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regulation 13(1) or (1A) of the Business Protection from Misleading Marketing Regulations 2008 (SI 2008/1276);

regulation 19(1) or (1A) of the Consumer Protection from Unfair Trading Regulations 2008 (SI 2008/1277);

paragraph 2 or 5 of Schedule 5 to the Supply of Machinery (Safety) Regulations 2008 (SI 2008/1597);

[^{F21}section A11(7)(a) of the Apprenticeships, Skills, Children and Learning Act 2009;]

regulation 32(2) or (3) of the Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010 (SI 2010/2960);

regulation 10(1) of the Weights and Measures (Packaged Goods) Regulations (Northern Ireland) 2011 (SR 2011/331);

regulation 11 of the Textile Products (Labelling and Fibre Composition) Regulations 2012 (SI 2012/1102);

regulation 6(1) of the Cosmetic Products Enforcement Regulations 2013 (SI 2013/1478);

section 87(1) of this Act;

section 93(1) or (2) of this Act;

[^{F22}regulation 7(1) of the Packaging (Essential Requirements) Regulations 2015;]

[^{F23}regulation 53 of the Tobacco and Related Products Regulations 2016 (S.I. 2016/507);]

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- [^{F24}regulation 52(1)(a)(ii) or (b)(ii) of the Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091);]
- [^{F25}regulation 55(1) or (2) of the Simple Pressure Vessels (Safety) Regulations 2016 (S.I. 2016/1092);]
- [^{F26}regulation 61(1) or (2) of the Lifts Regulations 2016 (S.I. 2016/1093);]
- [^{F27}regulation 41(1) or (2) of the Electrical Equipment (Safety) Regulations 2016 (S.I. 2016/1101);]
- [^{F28}regulation 67(1) or (2) of the Pressure Equipment (Safety) Regulations 2016 (S.I. 2016/1105);]
- [^{F29}regulation 62 of the Non-automatic Weighing Instruments Regulations 2016 (S.I. 2016/1152);]
- [^{F30}[^{F31}regulation 67] of the Measuring Instruments Regulations 2016 (S.I. 2016/1153);]
- [^{F32}regulation 66(1) or (2) of the Recreational Craft Regulations 2017 (S.I. 2017/737);]
- [^{F33}regulation 56(1)(a)(ii) or (b)(ii) or (2) of the Radio Equipment Regulations 2017 (S.I. 2017/1206);]
- [^{F34}regulation 4(1) and (2) of the Gas Appliances (Enforcement) and Miscellaneous Amendments Regulations 2018 (S.I. 2018/389);]
- [^{F34}regulation 4(1) and (2) of the Personal Protective Equipment (Enforcement) Regulations 2018 (S.I. 2018/390);]
- [^{F35}regulation 31 of the Package Travel and Linked Travel Arrangements Regulations 2018 (S.I. 2018/634);]
- [^{F36}section 64 of the Offensive Weapons Act 2019;]
- [^{F37}section 6 of the Tenant Fees Act 2019;]
- [^{F38}section 7 of the Tenant Fees Act 2019;]
- [^{F39}section 26 of the Tenant Fees Act 2019]
- [^{F40}section 20(1) and (3) of the Birmingham Commonwealth Games Act 2020;]
- [^{F41}regulation 26 of the Medical Devices (Northern Ireland Protocol) Regulations 2021;]
- [^{F42}section 4 of the Botulinum Toxin and Cosmetic Fillers (Children) Act 2021;]
- [^{F43}section 8 of the Leasehold Reform (Ground Rent) Act 2022;]
- [^{F44}section 26(1) of the Product Security and Telecommunications Infrastructure Act 2022;]
- [^{F45}section 4(1) of the Animals (Low-Welfare Activities Abroad) Act 2023;]
- [^{F46}section 3 of the Equipment Theft (Prevention) Act 2023.]

Textual Amendments

- F1** Words in Sch. 5 para. 10 inserted (11.1.2017) by [The Consumer Rights \(Enforcement and Amendments\) Order 2016 \(S.I. 2016/1259\)](#), art. 1, **Sch. para. 2(2)(a)**
- F2** Words in Sch. 5 para. 10 omitted (8.12.2016) by virtue of [The Simple Pressure Vessels \(Safety\) Regulations 2016 \(S.I. 2016/1092\)](#), regs. 1, **78(7)(a)** (with regs. 3, 77(3))
- F3** Words in Sch. 5 para. 10 omitted (8.12.2016) by virtue of [The Lifts Regulations 2016 \(S.I. 2016/1093\)](#), regs. 1, **83(12)(c)(i)** (with regs. 3-5, 83(3)(3A) (as amended (E.W.S.) (31.12.2020) by S.I. 2019/696, reg. 1, Sch. 22 para. 38 (with **Sch. 22 para. 37**); which is itself amended by S.I. 2020/676, regs. 1(1), **2**; 2020 c. 1, **Sch. 5 para. 1(1)**)
- F4** Words in Sch. 5 para. 10 omitted (8.12.2016) by virtue of [The Pressure Equipment \(Safety\) Regulations 2016 \(S.I. 2016/1105\)](#), reg. 1, **Sch. 12 para. 12(a)** (with regs. 88, 90(3))

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- F5** Words in Sch. 5 para. 10 omitted (26.12.2017) by virtue of The Radio Equipment Regulations 2017 (S.I. 2017/1206), regs. 1, **80(2)(a)** (with regs. 3-5, 77, 78(3))
- F6** Words in Sch. 5 para. 10 inserted (26.5.2021) by Medicines and Medical Devices Act 2021 (c. 3), **ss. 41(2)(a), 50(3)**; S.I. 2021/610, reg. 2(c) (with reg. 3)
- F7** Words in Sch. 5 para. 10 inserted (23.7.2019) by The Consumer Rights Act 2015 (Enforcement) (Amendment) Order 2019 (S.I. 2019/1074), arts. 1, **2(a)**
- F8** Words in Sch. 5 para. 10 omitted (1.10.2015) by virtue of The Packaging (Essential Requirements) Regulations 2015 (S.I. 2015/1640), regs. 1, **15(2)** (with reg. 3(5))
- F9** Words in Sch. 5 para. 10 substituted (23.7.2019) by The Consumer Rights Act 2015 (Enforcement) (Amendment) Order 2019 (S.I. 2019/1074), arts. 1, **2(b)**
- F10** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(a)** (with regs. 3(4), 5, 67(5))
- F11** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(b)** (with regs. 3(4), 5, 67(5))
- F12** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(c)** (with regs. 3(4), 5, 67(5))
- F13** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(d)** (with regs. 3(4), 5, 67(5))
- F14** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(e)** (with regs. 3(4), 5, 67(5))
- F15** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(f)** (with regs. 3(4), 5, 67(5))
- F16** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(g)** (with regs. 3(4), 5, 67(5))
- F17** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(h)** (with regs. 3(4), 5, 67(5))
- F18** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(i)** (with regs. 3(4), 5, 67(5))
- F19** Words in Sch. 5 para. 10 omitted (28.12.2016) by virtue of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(3)(j)** (with regs. 3(4), 5, 67(5))
- F20** Words in Sch. 5 para. 10 omitted (8.12.2016) by virtue of The Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091), regs. 1, **76(4)(a)(i)** (with reg. 75(3))
- F21** Words in Sch. 5 para. 10 inserted (1.4.2017) by Enterprise Act 2016 (c. 12), **ss. 25(2), 44(5)**; S.I. 2017/346, reg. 2(c)
- F22** Words in Sch. 5 para. 10 inserted (1.10.2015) by The Packaging (Essential Requirements) Regulations 2015 (S.I. 2015/1640), regs. 1, **15(3)** (with reg. 3(5))
- F23** Words in Sch. 5 para. 10 inserted (11.1.2017) by The Consumer Rights (Enforcement and Amendments) Order 2016 (S.I. 2016/1259), art. 1, **Sch. para. 2(2)(b)**
- F24** Words in Sch. 5 para. 10 inserted (8.12.2016) by The Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091), regs. 1, **76(4)(a)(ii)** (with reg. 75(3))
- F25** Words in Sch. 5 para. 10 inserted (8.12.2016) by The Simple Pressure Vessels (Safety) Regulations 2016 (S.I. 2016/1092), regs. 1, **78(7)(b)** (with regs. 3, 77(3))
- F26** Words in Sch. 5 para. 10 inserted (8.12.2016) by The Lifts Regulations 2016 (S.I. 2016/1093), regs. 1, **83(12)(c)(ii)** (with regs. 3-5, 83(3)(3A)) (as amended (E.W.S.) (31.12.2020) by S.I. 2019/696, reg. 1, Sch. 22 para. 38 (with **Sch. 22 para. 37**); which is itself amended by S.I. 2020/676, regs. 1(1), **2**; 2020 c. 1, **Sch. 5 para. 1(1)**)
- F27** Words in Sch. 5 para. 10 inserted (8.12.2016) by The Electrical Equipment (Safety) Regulations 2016 (S.I. 2016/1101), reg. 1, **Sch. 7 para. 11** (with reg. 3)
- F28** Words in Sch. 5 para. 10 inserted (8.12.2016) by The Pressure Equipment (Safety) Regulations 2016 (S.I. 2016/1105), reg. 1, **Sch. 12 para. 12(b)** (with reg. 88)
- F29** Words in Sch. 5 para. 10 inserted (28.12.2016) by The Non-automatic Weighing Instruments Regulations 2016 (S.I. 2016/1152), regs. 1(2), **4(8)**

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- F30** Words in Sch. 5 para. 10 inserted (28.12.2016) by of The Measuring Instruments Regulations 2016 (S.I. 2016/1153), reg. 1(2), **Sch. 3 para. 3(4)** (with regs. 3(4), 5, 67(5))
- F31** Words in Sch. 5 para. 10 substituted (23.7.2019) by The Consumer Rights Act 2015 (Enforcement) (Amendment) Order 2019 (S.I. 2019/1074), arts. 1, **2(c)**
- F32** Words in Sch. 5 para. 10 inserted (3.8.2017) by The Recreational Craft Regulations 2017 (S.I. 2017/737), regs. 1, **84** (with reg. 89)
- F33** Words in Sch. 5 para. 10 inserted (26.12.2017) by The Radio Equipment Regulations 2017 (S.I. 2017/1206), regs. 1, **80(2)(b)** (with regs. 3-5, 77, 78(3))
- F34** Words in Sch. 5 para. 10 inserted (23.7.2019) by The Consumer Rights Act 2015 (Enforcement) (Amendment) Order 2019 (S.I. 2019/1074), arts. 1, **2(d)**
- F35** Words in Sch. 5 para. 10 substituted (1.7.2018) by The Package Travel and Linked Travel Arrangements Regulations 2018 (S.I. 2018/634), regs. 1(2), **38(5)(b)** (with regs. 3, 38(15))
- F36** Words in Sch. 5 para. 10 inserted (6.4.2022) by Offensive Weapons Act 2019 (c. 17), **ss. 64(5), 70(1)** (with s. 64(4)); S.I. 2022/418, reg. 2(c)
- F37** Words in Sch. 5 para. 10 inserted (1.6.2019) by Tenant Fees Act 2019 (c. 4), **ss. 6(6), 34(1)** (with s. 32); S.I. 2019/857, reg. 3(f)
- F38** Words in Sch. 5 para. 10 inserted (1.6.2019) by Tenant Fees Act 2019 (c. 4), **ss. 7(4), 34(1)** (with s. 32); S.I. 2019/857, reg. 3(g)
- F39** Words in Sch. 5 para. 10 inserted (15.4.2019 for specified purposes, 1.6.2019 in so far as not already in force) by Tenant Fees Act 2019 (c. 4), **ss. 26(10), 34(1)**; S.I. 2019/857, regs. 2(c), 3(u)
- F40** Words in Sch. 5 para. 10 inserted (25.8.2020) by Birmingham Commonwealth Games Act 2020 (c. 10), **ss. 20(5), 33**
- F41** Words in Sch. 5 para. 10 inserted (27.7.2021) by The Medical Devices (Northern Ireland Protocol) Regulations 2021 (S.I. 2021/905), regs. 1(2), **27(3)**
- F42** Words in Sch. 5 para. 10 inserted (1.10.2021) by Botulinum Toxin and Cosmetic Fillers (Children) Act 2021 (c. 19), **ss. 4(3), 6(3)**; S.I. 2021/1004, reg. 2
- F43** Words in Sch. 5 para. 10 inserted (30.6.2022 for specified purposes, 1.4.2023 in so far as not already in force) by Leasehold Reform (Ground Rent) Act 2022 (c. 1), **ss. 12(3), 25(2)** (with s. 23); S.I. 2022/694, regs. 2, 3, 4
- F44** Words in Sch. 5 para. 10 inserted (29.4.2024) by Product Security and Telecommunications Infrastructure Act 2022 (c. 46), **ss. 26(3), 79(2)**; S.I. 2023/469, reg. 3
- F45** Words in Sch. 5 para. 10 inserted (18.11.2023) by Animals (Low-Welfare Activities Abroad) Act 2023 (c. 45), **ss. 4(3), 7(2)**
- F46** Words in Sch. 5 para. 10 inserted (20.1.2024) by Equipment Theft (Prevention) Act 2023 (c. 34), **ss. 3(6), 5(2)**

Commencement Information

- I1** Sch. 5 para. 10 in force at 27.5.2015 for specified purposes by S.I. 2015/1333, **art. 2(a)**
- I2** Sch. 5 para. 10 in force at 27.5.2015 for specified purposes for E. by S.I. 2015/965, **art. 2(b)**
- I3** Sch. 5 para. 10 in force at 1.10.2015 in so far as not already in force by S.I. 2015/1630, **art. 3(h)** (with art. 8)

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