
STATUTORY INSTRUMENTS

1993 No. 3053

The Commercial Agents (Council Directive) Regulations 1993

PART IV

CONCLUSION AND TERMINATION OF THE AGENCY CONTRACT

Restraint of trade clauses

20.—(1) A restraint of trade clause shall be valid only if and to the extent that—

- (a) it is concluded in writing; and
- (b) it relates to the geographical area or the group of customers and the geographical area entrusted to the commercial agent and to the kind of goods covered by his agency under the contract.

(2) A restraint of trade clause shall be valid for not more than two years after termination of the agency contract.

(3) Nothing in this regulation shall affect any enactment or rule of law which imposes other restrictions on the validity or enforceability of restraint of trade clauses or which enables a court to reduce the obligations on the parties resulting from such clauses.