
STATUTORY INSTRUMENTS

2008 No. 2164

The Batteries and Accumulators (Placing
on the Market) Regulations 2008

PART 3

Enforcement

Test purchases

9.—(1) The Secretary of State may purchase batteries or appliances for the purpose of ascertaining whether or not they are infringing goods.

(2) If—

- (a) a battery or an appliance purchased under this regulation is submitted to a test;
- (b) the test leads to the bringing of proceedings for an offence under regulation 15(1); and
- (c) a person—
 - (i) from whom the battery or the appliance was purchased;
 - (ii) who is a party to the proceedings; or
 - (iii) who has an interest in the battery or the appliance which is identified as infringing goods in an enforcement notice,

requests the Secretary of State to allow that person to have the battery or the appliance tested,

the Secretary of State shall, if it is practicable for such a test to be carried out, allow that person to have the battery or the appliance tested.