



Consumer Safety Act 1978

1978 CHAPTER 38

10 Repeals and transitional provisions

- (1) The enactments and instrument mentioned in the first and second columns of Schedule 3 to this Act are hereby repealed to the extent specified in the third column of that Schedule.
- (2) If a draft of regulations under section 1 of the Consumer Protection Act 1961 is approved by a resolution of each House of Parliament, a statutory instrument containing the regulations shall not be subject to annulment in pursuance of subsection (6) of that section.
- (3) In section 3(2) of the said Act of 1961 (under which a person who sells or has certain other dealings in goods which do not comply with the requirements of regulations under that Act is punishable with a fine not exceeding £100 or, in the case of a second or subsequent conviction, with a fine not exceeding £250 and imprisonment for a term not exceeding three months) for the words from " one hundred pounds " to " two hundred and fifty pounds " there shall be substituted the words " one thousand pounds ";
and in paragraph 5 of the Schedule to that Act (under which a person who obstructs another person in the exercise of powers of inspection conferred on the other person by paragraph 1 of that Schedule is liable to a fine not exceeding £20) for the words " twenty pounds " there shall be substituted the words " two hundred pounds ".
- (4) Section 5(1) of this Act shall apply to the provisions of sections 2 and 3(2), (2A) and (3) of the said Act of 1961 as it applies to the provisions of safety regulations.
- (5) Subsections (2) to (4) of this section shall cease to have effect when the repeal of the said Act of 1961 by this Act comes into force.
- (6) Subsection (4) of section 1 of this Act shall not apply to a proposal to make safety regulations if the Secretary of State is satisfied that the proposed regulations—
 - (a) will relate only to goods in respect of which regulations under section 1 of the said Act of 1961 impose such requirements as are mentioned in section 1(1) of that Act; and
 - (b) will impose substantially similar requirements in respect of the goods;

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and it shall be the duty of the Secretary of State to include, in any safety regulations as respects which the said subsection (4) did not apply by virtue of this subsection, a statement that he was satisfied as aforesaid.