



Digital Markets, Competition and Consumers Act 2024

2024 CHAPTER 13

PART 3

ENFORCEMENT OF CONSUMER PROTECTION LAW

CHAPTER 3

CONSUMER PROTECTION ORDERS AND UNDERTAKINGS

Enforcers for purposes of Chapter

151 Enforcers

- (1) Each of the following is a public designated enforcer for the purposes of [this Chapter](#)—
- (a) the CMA;
 - (b) every local weights and measures authority in Great Britain;
 - (c) the Department for the Economy in Northern Ireland;
 - (d) the Civil Aviation Authority;
 - (e) the Financial Conduct Authority;
 - (f) the Gas and Electricity Markets Authority;
 - (g) the Department of Health in Northern Ireland;
 - (h) the Department for Infrastructure in Northern Ireland;
 - (i) the Northern Ireland Authority for Utility Regulation;
 - (j) an enforcement authority within the meaning of section 120(15) of the Communications Act 2003 (regulation of premium rate services);
 - (k) the Information Commissioner;
 - (l) the Maritime and Coastguard Agency;
 - (m) the Office of Communications;

Status: This is the original version (as it was originally enacted).

- (n) the Office of Rail and Road;
 - (o) the Office for the Traffic Commissioner;
 - (p) the Secretary of State;
 - (q) the Water Services Regulation Authority.
- (2) The Consumers' Association is a private designated enforcer for the purposes of [this Chapter](#).
- (3) The Secretary of State may by regulations amend [subsection \(1\)](#) or [\(2\)](#) so as to—
- (a) add or remove a person as a public designated enforcer;
 - (b) add or remove a person as a private designated enforcer;
 - (c) vary the entry of a person as a public or private designated enforcer.
- (4) The power under [subsection \(3\)\(a\)](#) to add a person as a public designated enforcer is exercisable only if the Secretary of State considers that the person is a public body that has, as one of their purposes, the protection of the collective interests of consumers.
- (5) The power under [subsection \(3\)\(b\)](#) to add a person as a private designated enforcer is exercisable only if the Secretary of State considers that the person—
- (a) is not a public body,
 - (b) satisfies the designation criteria in [section 152](#), and
 - (c) has, as one of their purposes, the protection of the collective interests of consumers.
- (6) The power under [subsection \(3\)\(a\)](#) and [\(c\)](#) to remove a person as a public designated enforcer, or to vary the entry of such a person, does not apply so far as relating to the persons listed in paragraphs [\(a\)](#) to [\(c\)](#) of [subsection \(1\)](#).
- (7) Regulations under this section are subject to the affirmative procedure.