



Fair Trading Act 1973

1973 CHAPTER 41

PART II

REFERENCES TO CONSUMER PROTECTION ADVISORY COMMITTEE

General provisions

17 Reference to Advisory Committee proposing recommendation to Secretary of State to make an order

- (1) This section applies to any reference made to the Advisory Committee by the Director under section 14 of this Act which includes proposals in accordance with the following provisions of this section.
- (2) Where it appears to the Director that a consumer trade practice has the effect, or is likely to have the effect,—
 - (a) of misleading consumers as to, or withholding from them adequate information as to, or an adequate record of, their rights and obligations under relevant consumer transactions, or
 - (b) of otherwise misleading or confusing consumers with respect to any matter in connection with relevant consumer transactions, or
 - (c) of subjecting consumers to undue pressure to enter into relevant consumer transactions, or
 - (d) of causing the terms or conditions, on or subject to which consumers enter into relevant consumer transactions, to be so adverse to them as to be inequitable,

any reference made by the Director under section 14 of this Act with respect to that consumer trade practice may, if the Director thinks fit, include proposals for recommending to the Secretary of State that he should exercise his powers under the following provisions of this Part of this Act with respect to that consumer trade practice.

Status: This is the original version (as it was originally enacted).

- (3) A reference to which this section applies shall state which of the effects specified in subsection (2) of this section it appears to the Director that the consumer trade practice in question has or is likely to have.
- (4) Where the Director makes a reference to which this section applies, he shall arrange for it to be published in full in the London, Edinburgh and Belfast Gazettes.
- (5) In this Part of this Act " relevant consumer transaction in relation to a consumer trade practice, means any transaction to which a person is, or may be invited to become, a party in his capacity as a consumer in relation to that practice.