



Consumer Credit Act 1974

1974 CHAPTER 39

PART XII

SUPPLEMENTAL

Interpretation

185 Agreement with more than one debtor or hirer

- (1) Where an actual or prospective regulated agreement has two or more debtors or hirers (not being a partnership or an unincorporated body of persons)—
 - (a) anything required by or under this Act to be done to or in relation to the debtor or hirer shall be done to or in relation to each of them ; and
 - (b) anything done under this Act by or on behalf of one of them shall have effect as if done by or on behalf of all of them.

- (2) Notwithstanding subsection (1)(a), where running-account credit is provided to two or more debtors jointly, any of them may by a notice signed by him (a "dispensing notice") authorise the creditor not to comply in his case with section 78(4) (giving of periodical statement of account); and the dispensing notice shall have effect accordingly until revoked by a further notice given by the debtor to the creditor:

Provided that:

- (a) a dispensing notice shall not take effect if previous dispensing notices are operative in the case of the other debtor, or each of the other debtors, as the case may be;
 - (b) any dispensing notices operative in relation to an agreement shall cease to have effect if any of the debtors dies.
- (3) Subsection (1)(b) does not apply for the purposes of section 61(1)(a) or 127(3).
- (4) Where a regulated agreement has two or more debtors or hirers (not being a partnership or an unincorporated body of persons), section 86 applies to the death of any of them.

Status: This is the original version (as it was originally enacted).

- (5) An agreement for the provision of credit, or the bailment or (in Scotland) the hiring of goods, to two or more persons jointly where—
- (a) one or more of those persons is an individual, and
 - (b) one or more of them is a body corporate,
- is a consumer credit agreement or consumer hire agreement if it would have been one had they all been individuals; and the body corporate or bodies corporate shall accordingly be included among the debtors or hirers under the agreement.
- (6) Where subsection (5) applies, references in this Act to the signing of any document by the debtor or hirer shall be construed in relation to a body corporate as referring to a signing on behalf of the body corporate.