



Supply of Goods and Services Act 1982

1982 CHAPTER 29

PART III

SUPPLEMENTARY

17 Minor and consequential amendments.

- (1) In section 10(2) of the 1973 Act, as originally enacted and as prospectively substituted by paragraph 35 of Schedule 4 to the 1974 Act (implied condition in hire-purchase agreement that goods are of merchantable quality), after “implied condition that the goods” there shall be inserted “supplied under the agreement”.
- (2) The following subsection shall be inserted after section 7(3) of the 1977 Act :—

“(3A) Liability for breach of obligations arising under section 2 of the Supply of Goods and Services Act 1982 (implied terms about title etc. in certain contracts for the transfer of the property in goods) cannot be excluded or restricted by reference to any such term.”
- (3) In consequence of subsection (2) above, in section 7(4) of the 1977 Act, after “cannot” there shall be inserted “ (in a case to which subsection (3A) does not apply) ”.

Modifications etc. (not altering text)

- C1** The text of s. 17 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

18 Interpretation: general.

- (1) In the preceding provisions of this Act and this section—

“bailee”, in relation to a contract for the hire of goods means (depending on the context) a person to whom the goods are bailed under the contract, or a person to whom they are to be so bailed, or a person to whom the rights under the contract of either of those persons have passed;

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Supply of Goods and Services Act 1982, Part III. (See end of Document for details)

“bailor”, in relation to a contract for the hire of goods, means (depending on the context) a person who bails the goods under the contract, or a person who agrees to do so, or a person to whom the duties under the contract of either of those persons have passed;

“business” includes profession and the activities of any government department or local or public authority;

“credit-broker” means a person acting in the course of a business of credit brokerage carried on by him;

“credit brokerage” means the effecting of introductions—

- (a) of individuals desiring to obtain credit to persons carrying on any business so far as it relates to the provision of credit; or
- (b) of individuals desiring to obtain goods on hire to persons carrying on a business which comprises or relates to the bailment of goods under a contract for the hire of goods; or
- (c) of individuals desiring to obtain credit, or to obtain goods on hire, to other credit-brokers;

“enactment” means any legislation (including subordinate legislation) of the United Kingdom or Northern Ireland;

“goods” include all personal chattels (including emblements, industrial growing crops, and things attached to or forming part of the land which are agreed to be severed before the transfer or bailment concerned or under the contract concerned), other than things in action and money;

“hire-purchase agreement” has the same meaning as in the 1974 Act;

“property”, in relation to goods, means the general property in them and not merely a special property;

“quality”, in relation to goods, includes their state or condition;

“redemption”, in relation to trading stamps, has the same meaning as in the ^{M1}Trading Stamps Act 1964 or, as respects Northern Ireland, the ^{M2}Trading Stamps Act (Northern Ireland) 1965;

“trading stamps” has the same meaning as in the said Act of 1964 or, as respects Northern Ireland, the said Act of 1965;

“transferee”, in relation to a contract for the transfer of goods, means (depending on the context) a person to whom the property in the goods is transferred under the contract, or a person to whom the property is to be so transferred, or a person to whom the rights under the contract of either of those persons have passed;

“transferor”, in relation to a contract for the transfer of goods, means (depending on the context) a person who transfers the property in the goods under the contract, or a person who agrees to do so, or a person to whom the duties under the contract of either of those persons have passed.

- (2) In subsection (1) above, in the definitions of bailee, bailor, transferee and transferor, a reference to rights or duties passing is to their passing by assignment, operation of law or otherwise.

Marginal Citations

M1 1964 c. 71.

M2 1965 c. 6 (N.I.)

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19 Interpretation: references to Acts.

In this Act—

- “the 1973 Act” means the ^{M3}Supply of Goods (Implied Terms) Act 1973;
- “the 1974 Act” means the ^{M4}Consumer Credit Act 1974;
- “the 1977 Act” means the ^{M5}Unfair Contract Terms Act 1977; and
- “the 1979 Act” means the ^{M6}Sale of Goods Act 1979.

Marginal Citations

- M3** 1973 c. 13.
- M4** 1974 c. 39.
- M5** 1977 c. 50.
- M6** 1979 c. 54.

20 Citation, transitional provisions, commencement and extent.

- (1) This Act may be cited as the Supply of Goods and Services Act 1982.
- (2) The transitional provisions in the Schedule to this Act shall have effect.
- (3) Part I of this Act together with section 17 and so much of sections 18 and 19 above as relates to that Part shall not come into operation until 4th January 1983; and Part II of this Act together with so much of sections 18 and 19 above as relates to that Part shall not come into operation until such day as may be appointed by an order made by the Secretary of State.
- (4) The power to make an order under subsection (3) above shall be exercisable by statutory instrument.
- (5) No provision of this Act applies to a contract made before the provision comes into operation.
- (6) This Act extends to Northern Ireland but not to Scotland.

Modifications etc. (not altering text)

- C2** Power of appointment conferred by s. 20(3) fully exercised: 4.7.1983 appointed by [S.I. 1982/1770](#), [art. 2](#)

Status:

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