



Supply of Goods and Services Act 1982

1982 CHAPTER 29

^{F1}[PART IA

SUPPLY OF GOODS AS RESPECTS SCOTLAND

^{F1} Contracts for the transfer of property in goods

[11E ^{F1} Implied terms where transfer is by sample.

- (1) This section applies where, under a [^{F2}relevant contract for the transfer of goods], the transferor transfers or agrees to transfer the property in the goods by reference to a sample.
- (2) In such a case there is an implied term—
 - (a) that the bulk will correspond with the sample in quality;
 - (b) that the transferee will have a reasonable opportunity of comparing the bulk with the sample; and
 - (c) that the goods will be free from any defect, making their quality unsatisfactory, which would not be apparent on reasonable examination of the sample.
- (3) For the purposes of this section a transferor transfers or agrees to transfer the property in goods by reference to a sample where there is an express or implied term to that effect in the contract concerned.]

Textual Amendments

- F1** Pt. IA (ss. 11A-11L) with Pt. heading and cross headings inserted (3.1.1995) by 1994 c. 35, ss. 6, 8(2), [Sch. 1 para.1](#) (with [s. 8\(3\)](#))
- F2** Words in Act substituted (1.10.2015) by [Consumer Rights Act 2015 \(c. 15\)](#), [s. 100\(5\)](#), [Sch. 1 para. 38\(a\)](#); S.I. 2015/1630, [art. 3\(g\)](#) (with [art. 6\(1\)](#))

Status:

Point in time view as at 01/10/2015.

Changes to legislation:

There are currently no known outstanding effects for the Supply of Goods and Services Act 1982, Section 11E.