



Sale and Supply of Goods Act 1994

1994 CHAPTER 35

Provisions relating to the United Kingdom

3 Right of partial rejection.

- (1) After section 35 of the ^{M1}Sale of Goods Act 1979 there is inserted the following section—

“35A Right of partial rejection.

- (1) If the buyer—
- (a) has the right to reject the goods by reason of a breach on the part of the seller that affects some or all of them, but
 - (b) accepts some of the goods, including, where there are any goods unaffected by the breach, all such goods,
- he does not by accepting them lose his right to reject the rest.
- (2) In the case of a buyer having the right to reject an instalment of goods, subsection (1) above applies as if references to the goods were references to the goods comprised in the instalment.
- (3) For the purposes of subsection (1) above, goods are affected by a breach if by reason of the breach they are not in conformity with the contract.
- (4) This section applies unless a contrary intention appears in, or is to be implied from, the contract.”
- (2) At the beginning of section 11(4) of that Act (effect of accepting goods) there is inserted “ Subject to section 35A below ”.
- (3) Section 30(4) of that Act (rejection of goods not within contract description) is repealed.

Changes to legislation: There are currently no known outstanding effects for the Sale and Supply of Goods Act 1994, Section 3. (See end of Document for details)

Marginal Citations

M1 1979 c. 54.

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