

# Enterprise Act 2002

## **2002 CHAPTER 40**

#### PART 8

#### ENFORCEMENT OF CERTAIN CONSUMER LEGISLATION

[<sup>F1</sup>Online interface orders and interim online interface orders]

### [<sup>F1</sup>218ZOInterim online interface orders

- (1) The court may make an interim online interface order on an application under section 218ZA if it appears to the court—
  - (a) that it is alleged that there has been or is likely to be a [<sup>F2</sup>Schedule 13 infringement],
  - (b) that if the application had been an application for an online interface order it would be likely to be granted,
  - (c) that it is expedient to bring about the cessation or prohibition of the  $[^{F3}Schedule 13 infringement]$  immediately, and
  - (d) if no notice of the application has been given to the person against whom the order is sought that it is appropriate to make an interim online interface order without notice.
- (2) An interim online interface order must direct the person against whom it is made to do, or to co-operate with another person so that person may do, one or more of the following—
  - (a) remove content from or modify content on an online interface;
  - (b) disable or restrict access to an online interface;
  - (c) display a warning to consumers accessing an online interface;
  - (d) delete a fully qualified domain name and take any steps necessary to facilitate the registration of that domain name by the CMA.
- (3) An application for an interim online interface order against a person may be made at any time before an application for an online interface order against the person in respect of the same infringement is determined.

- (4) An application for an interim online interface order must refer to all matters—
  - (a) which are known to the CMA, and
  - (b) which are material to the question whether or not the application is granted.
- (5) If an application for an interim online interface order is made without notice the application must state why no notice has been given.
- (6) The court may vary or discharge an interim online interface order on the application of—
  - (a) the CMA;
  - (b) the person against whom it is made.
- (7) An interim online interface order against a person is discharged on the determination of an application for an online interface order made against the person in respect of the same infringement.
- [<sup>F4</sup>(8) An interim online interface order made in a part of the United Kingdom by a court specified in relation to that part in the second or third column of the table has effect in another part of the United Kingdom as if made by a court specified in relation to that other part in the same column of the table—

| England and Wales | The High Court       | The county court |
|-------------------|----------------------|------------------|
| Scotland          | The Court of Session | The sheriff      |
| Northern Ireland  | The High Court       | A county court]] |

#### **Textual Amendments**

- F1 Ss. 218ZA-218ZD inserted (2.6.2020) by The Consumer Protection (Enforcement) (Amendment etc.) Regulations 2020 (S.I. 2020/484), regs. 1(2), **2(5)** (with reg. 8)
- F2 Words in s. 218ZC(1)(a) substituted (31.12.2020) by The Consumer Protection (Enforcement) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/203), regs. 1, 3(9C) (with reg. 9) (as amended by S.I. 2020/1347, regs. 1(3), 3(3)(b)(8)); 2020 c. 1, Sch. 5 para. 1(1)
- F3 Words in s. 218ZC(1)(c) substituted (31.12.2020) by The Consumer Protection (Enforcement) (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/203), regs. 1, 3(9C) (with reg. 9) (as amended by S.I. 2020/1347, regs. 1(3), 3(3)(b)(8)); 2020 c. 1, Sch. 5 para. 1(1)
- F4 S. 218ZC(8) substituted (26.11.2020) by The Consumer Protection (Enforcement) (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1347), regs. 1(2), 2(5)

#### **Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Enterprise Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

View outstanding changes

## **Changes and effects yet to be applied to the whole Act associated Parts and Chapters:** Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 3 Ch. 3A inserted by 2024 c. 13 Sch. 7 para. 2
- s. 22(1A) inserted by 2024 c. 13 Sch. 5 para. 2(2)
- s. 23(2)(c) and word inserted by 2024 c. 13 Sch. 4 para. 2(3)(b)
- s. 23(2B) inserted by 2024 c. 13 Sch. 4 para. 2(4)
- s. 23(4C)-(4G) inserted by 2024 c. 13 Sch. 4 para. 2(5)
- s. 33(1A) inserted by 2024 c. 13 Sch. 5 para. 3(2)
- s. 34ZA(1A) inserted by 2024 c. 13 Sch. 5 para. 4(3)
- s. 34ZD-34ZF inserted by 2024 c. 13 Sch. 5 para. 7
- s. 39(2A) inserted by 2024 c. 13 s. 131(2)(a)
- s. 39(3A) inserted by 2024 c. 13 Sch. 5 para. 8(3)
- s. 39(7A) inserted by 2024 c. 13 s. 131(2)(c)
- s. 51(2A) inserted by 2024 c. 13 s. 132(2)(a)
- s. 51(7A) inserted by 2024 c. 13 s. 132(2)(c)
- s. 59(3E)(3F) inserted by 2024 c. 13 Sch. 4 para. 6(3)
- s. 59(6A)(a)(b) substituted for words by 2024 c. 13 Sch. 4 para. 6(5)
- s. 74(1A) inserted by 2024 c. 13 Sch. 6 para. 9(3)
- s. 75(3A)(3B) substituted for s. 75(3) by 2024 c. 13 Sch. 6 para. 10(4)
- s. 79(5A) inserted by 2024 c. 13 Sch. 6 para. 11(3)
- s. 84A-84C and cross-heading inserted by S.I. 2019/93, reg. 48A (as inserted) by S.I. 2019/1245 reg. 9 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 86(A1) inserted by S.I. 2019/93, reg. 48B(2) (as inserted) by S.I. 2019/1245
  reg. 9 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 89(A1) inserted by 2024 c. 13 Sch. 11 para. 9(3)
- s. 89(3) inserted by 2024 c. 13 Sch. 11 para. 9(4)
- s. 91(3)(ba) inserted by S.I. 2019/93, reg. 48E(2)(a) (as inserted) by S.I. 2019/1245 reg. 9 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 92(A1) inserted by S.I. 2019/93, reg. 48F(2) (as inserted) by S.I. 2019/1245 reg. 9 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 92A inserted by S.I. 2019/93, reg. 48G (as inserted) by S.I. 2019/1245 reg. 9 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within

that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 94AA94AB substituted for s. 94A by 2024 c. 13 Sch. 11 para. 11 s. 107(1)(aaa) inserted by 2024 c. 13 Sch. 5 para. 14(2)(b) s. 107(3)(ga)(gb) inserted by 2024 c. 13 Sch. 7 para. 4(4)(a) s. 107(6)(a)(b) inserted by 2024 c. 13 Sch. 5 para. 14(3) s. 107(12) inserted by 2024 c. 13 Sch. 7 para. 4(4)(b) \_ s. 109(A1)(c) inserted by S.I. 2019/93, reg. 50A(2) (as inserted) by S.I. 2019/1245 reg. 10 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 109(8B)(8C) inserted by S.I. 2019/93, reg. 50A(4) (as inserted) by S.I. 2019/1245 reg. 10 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 110(1)-(1C) substituted for s. 110(1) by 2024 c. 13 Sch. 10 para. 15(3) s. 110A(3A) inserted by S.I. 2019/93, reg. 50C(3) (as inserted) by S.I. 2019/1245 reg. 10 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 110A(8A) inserted by 2024 c. 13 Sch. 7 para. 4(6) s. 110A(10)(11) inserted by 2024 c. 13 Sch. 28 para. 2 s. 111(4A) inserted by 2024 c. 13 Sch. 10 para. 17(7) s. 111(5)(b)(iii) inserted by 2024 c. 13 Sch. 28 para. 3(d) s. 111(7A) inserted by 2024 c. 13 Sch. 10 para. 17(10) s. 111(9)-(11) inserted by 2024 c. 13 Sch. 10 para. 17(12) s. 112(A1)-(A3) inserted by 2024 c. 13 Sch. 10 para. 18(2) s. 112(3A) inserted by 2024 c. 13 Sch. 10 para. 18(6) s. 114(5A) inserted by 2024 c. 13 Sch. 10 para. 20(5) s. 114(12)(a) words in s. 114(12) renumbered as s. 114(12)(a) by 2024 c. 13 Sch. 10 para. 20(7)(a)s. 114(12)(b) inserted by 2024 c. 13 Sch. 10 para. 20(7)(b) s. 116(5) inserted by 2024 c. 13 Sch. 10 para. 22(5) s. 116A inserted by 2024 c. 13 Sch. 10 para. 23 s. 117(2A) inserted by 2024 c. 13 Sch. 10 para. 24(4) s. 118(1)(c) and word inserted by 2024 c. 13 Sch. 7 para. 4(7)(b) s. 120(1A)(c) inserted by 2024 c. 13 Sch. 28 para. 4(2) s. 120(1A)(aa) inserted by 2024 c. 13 Sch. 7 para. 4(8) s. 120(2)(b)(i) words in s. 120(2)(b) renumbered as s. 120(2)(b)(i) by 2024 c. 13 Sch. 28 para. 4(3)(a) s. 120(2)(b)(i) words in s. 120(2)(b) renumbered as s. 120(2)(b)(i) by S.I. 2019/93, reg. 51A(4)(a) (as inserted) by S.I. 2019/1245 reg. 11 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 120(2)(b)(ii) inserted by 2024 c. 13 Sch. 28 para. 4(3)(b) s. 120(2)(b)(ii) and word inserted by S.I. 2019/93, reg. 51A(4)(b) (as inserted) by S.I. 2019/1245 reg. 11 (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated

and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.) s. 123(2)(c) inserted by 2024 c. 13 Sch. 4 para. 9(3) s. 123(3A) inserted by 2024 c. 13 Sch. 4 para. 9(4) s. 124(5A) inserted by 2024 c. 13 Sch. 14 para. 2(4) s. 124(6A) inserted by 2024 c. 13 Sch. 7 para. 4(9)(c) s. 124(6A)(6B) substituted for s. 124(6A) by 2024 c. 13 Sch. 14 para. 2(6) s. 124(11)(12) inserted by 2024 c. 13 Sch. 14 para. 2(7) s. 127(1)(ab) inserted by 2024 c. 13 Sch. 7 para. 4(10)(b) s. 131B(8)(9) inserted by 2024 c. 13 s. 135(4) s. 133(1A)(1B) inserted by 2024 c. 13 s. 136(2)(a) s. 133A(1)(aa) inserted by 2024 c. 13 Sch. 9 para. 2(2)(b) s. 133A(1)(ba) inserted by 2024 c. 13 Sch. 8 para. 3(2) s. 133A(1)(fa) inserted by 2024 c. 13 Sch. 9 para. 2(2)(c) s. 133A(2)(ca) inserted by 2024 c. 13 Sch. 9 para. 2(3) s. 133A(2)(za) inserted by 2024 c. 13 Sch. 8 para. 3(3) s. 134(2B) inserted by 2024 c. 13 s. 136(3)(c) s. 136(2)(aa) inserted by 2024 c. 13 Sch. 8 para. 4 s. 138A(A1)-(A3) inserted by 2024 c. 13 Sch. 9 para. 3(2) s. 151(7) inserted by 2024 c. 13 s. 146(6)(d) s. 154A and cross-heading substituted for s. 154 and cross-heading by 2024 c. 13 Sch. 8 para. 8 s. 155(3A) substituted for s. 155(3) by 2024 c. 13 Sch. 8 para. 9(3) s. 156(1)(ab) inserted by 2024 c. 13 Sch. 8 para. 10(4)(c) s. 156(4)-(7) inserted by 2024 c. 13 Sch. 8 para. 10(6) s. 161A inserted by 2024 c. 13 Sch. 11 para. 16 s. 161B-161E and cross-heading inserted by 2024 c. 13 Sch. 9 para. 4 s. 162A inserted by 2024 c. 13 s. 139(4) s. 162B inserted by 2024 c. 13 Sch. 9 para. 5 s. 167(1)(a) words in s. 167(1) renumbered as s. 167(1)(a) by 2024 c. 13 Sch. 9 para. 7(2)(a)s. 167(1)(b) inserted by 2024 c. 13 Sch. 9 para. 7(2)(b) s. 167(10) inserted by 2024 c. 13 Sch. 11 para. 17 s. 167A-167C inserted by 2024 c. 13 Sch. 11 para. 18 s. 167A heading word inserted by 2024 c. 13 Sch. 9 para. 8(2) s. 167A(1)(a) words in s. 167A(1) renumbered as s. 167A(1)(a) by 2024 c. 13 Sch. 9 para. 8(3)(a)s. 167A(1)(b) inserted by 2024 c. 13 Sch. 9 para. 8(3)(b) s. 167B(5)(b)(i) words in s. 167B(5)(b) renumbered as s. 167B(5)(b)(i) by 2024 c. 13 Sch. 9 para. 9(2) s. 167B(5)(b)(ii) and word inserted by 2024 c. 13 Sch. 9 para. 9(3) s. 172(2)(h) and word inserted by 2024 c. 13 s. 139(7)(a)(ii) s. 172(2)(zc) inserted by 2024 c. 13 Sch. 9 para. 11 s. 172(11) inserted by 2024 c. 13 s. 139(7)(b) s. 174A(1)-(1C) substituted for s. 174A(1) by 2024 c. 13 Sch. 10 para. 27(3) s. 174A(10) inserted by 2024 c. 13 Sch. 10 para. 27(7) s. 174D(4A) inserted by 2024 c. 13 Sch. 10 para. 29(7) s. 174D(6A) inserted by 2024 c. 13 Sch. 10 para. 29(9) s. 174D(11)-(13) inserted by 2024 c. 13 Sch. 10 para. 29(13) s. 174E(5) inserted by 2024 c. 13 Sch. 10 para. 30(5) s. 174ZA inserted by 2024 c. 13 Sch. 13 para. 17 s. 177(1)(a) words in s. 177(1) renumbered as s. 177(1)(a) by 2024 c. 13 s. 139(8)(b) (i) s. 177(1)(b) inserted by 2024 c. 13 s. 139(8)(b)(ii) s. 180(1A)(1B) substituted for s. 180(2) by 2024 c. 13 Sch. 10 para. 32(3) s. 181(4A) inserted by 2024 c. 13 Sch. 14 para. 3(6) s. 181(5A)(5B) inserted by 2024 c. 13 Sch. 14 para. 3(8) s. 181(11)(12) inserted by 2024 c. 13 Sch. 14 para. 3(10)

| _ | s. 183(3)(a)(iiia) inserted by 2024 c. 13 Sch. 8 para. 16(b)                           |
|---|--|
| _ | s. 194(2)(e)-(g) inserted by 2024 c. 13 s. 141(3)(b)                                   |
| _ | s. 196(2A) inserted by 2024 c. 13 s. $141(4)$  |
| _ | s. 243A-243F substituted for s. 243 by 2024 c. 13 s. 326(2)                            |
| _ | s. 243E(2A) inserted by 2024 c. 13 Sch. 28 para. 5                                     |
| _ | s. 246A substituted for s. 246 by 2024 c. 13 s. 326(5)                                 |
| _ | Sch. 4 para. 21B inserted by 2024 c. 13 Sch. 3 para. 9                                 |
| _ | Sch. 5A para. 7A inserted by 2024 c. 13 Sch. 5 para. 10(4)                             |
| - | Sch. 5A para. 1A inserted by 2024 c. 13 Sch. 6 para. 12(2)                             |
| - | Sch. 5A para. 55A substituted for Sch. 5A para. 5 by 2024 c. 13 Sch. 5 para. 10(3)     |
| - | Sch. 5A para. 1(2)(a)(b) substituted for words by 2024 c. 13 Sch. 5 para. 10(3)        |
| - | Sch. 6A inserted by 2024 c. 13 Sch. 7 para. 3  |
| - | Sch. 6B inserted by 2024 c. 13 Sch. 7 para. 3  |
| - | Sch. 8 para. 20A(1A) inserted by 2024 c. 13 Sch. 7 para. 4(13)                         |
| - | Sch. 10 para. 6(aa) inserted by S.I. 2019/93, reg. 59A(12)(b) (as inserted) by S.I.    |
|   | 2019/1245 reg. 13 (This amendment not applied to legislation.gov.uk. The affecting     |
|   | statutory instrument has no legal effect. It was made under a procedure which mean     |
|   | that it ceased to have effect 28 days after signing unless it was debated and approved |
|   | in Parliament within that time. It was not debated and approved within 28 days, so it  |
|   | has expired with no effect.)   |
| - | Sch. 10 para. 1(aa) inserted by S.I. 2019/93, reg. 59A(4)(b) (as inserted) by S.I.     |
|   | 2019/1245 reg. 13 (This amendment not applied to legislation.gov.uk. The affecting     |
|   | statutory instrument has no legal effect. It was made under a procedure which mean     |
|   | that it ceased to have effect 28 days after signing unless it was debated and approved |
|   | in Parliament within that time. It was not debated and approved within 28 days, so it  |
|   | has expired with no effect.)   |
| - | Sch. 10 para. 1A inserted by S.I. 2019/93, reg. 59A(5) (as inserted) by S.I.           |
|   | 2019/1245 reg. 13 (This amendment not applied to legislation.gov.uk. The affecting     |
|   | statutory instrument has no legal effect. It was made under a procedure which mean     |
|   | that it ceased to have effect 28 days after signing unless it was debated and approved |
|   | in Parliament within that time. It was not debated and approved within 28 days, so it  |
|   | has expired with no effect.)   |