



# Digital Markets, Competition and Consumers Act 2024

## 2024 CHAPTER 13

### PART 3

#### ENFORCEMENT OF CONSUMER PROTECTION LAW

### CHAPTER 3

#### CONSUMER PROTECTION ORDERS AND UNDERTAKINGS

#### *Applications for enforcement orders and interim enforcement orders*

PROSPECTIVE

### 153 Applications

- (1) An enforcer may (subject to [subsection \(2\)](#)) apply to the appropriate court for an enforcement order or an interim enforcement order if the enforcer considers that—
  - (a) a person has engaged in, is engaging in or is likely to engage in a commercial practice which constitutes a relevant infringement, or
  - (b) a person is an accessory to such a practice.
- (2) An enforcer may make an application in respect of a relevant infringement only if—
  - (a) in the case of a commercial practice in breach of an enactment listed in the first column of the Table in [Part 1](#) of [Schedule 15](#), the enforcer is an authorised enforcer in respect of that enactment in accordance with the second column of that Table;
  - (b) in the case of a commercial practice in breach of an obligation or rule of law listed in the first column of the Table in [Part 2](#) of [Schedule 15](#), the enforcer is

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*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Digital Markets, Competition and Consumers Act 2024, Section 153. (See end of Document for details)*

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an authorised enforcer in respect of that obligation or rule of law in accordance with the second column of that Table.

- (3) An application for an enforcement order or an interim enforcement order—
- (a) must be made in respect of the person the enforcer considers falls within [subsection \(1\)\(a\)](#) or [\(b\)](#) (“the respondent”), and
  - (b) must (where known) name the respondent.
- (4) An application by a public designated enforcer for an enforcement order may, subject to [subsection \(5\)](#), include an application for the respondent to pay a monetary penalty.
- (5) In the case of a respondent within [subsection \(1\)\(a\)](#), an application under [subsection \(4\)](#) may be made only in respect of a commercial practice that the enforcer considers a person has engaged, or is engaging, in (but not in respect of a practice that the enforcer considers a person is likely to engage in).

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**Commencement Information**

**II** S. 153 not in force at Royal Assent, see [s. 339\(1\)](#)

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Digital Markets, Competition and Consumers Act 2024, Section 153.