



Digital Markets, Competition and Consumers Act 2024

2024 CHAPTER 13

PART 3

ENFORCEMENT OF CONSUMER PROTECTION LAW

CHAPTER 3

CONSUMER PROTECTION ORDERS AND UNDERTAKINGS

Jurisdiction etc

175 Evidence

- (1) Proceedings under [this Chapter](#) are civil proceedings for the purposes of—
 - (a) section 11 of the Civil Evidence Act 1968 (convictions admissible as evidence in civil proceedings);
 - (b) section 10 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1968 (corresponding provision in Scotland);
 - (c) section 7 of the Civil Evidence Act (Northern Ireland) 1971 ([c.36 \(N.I.\)](#)) (corresponding provision in Northern Ireland).
- (2) In proceedings under [this Chapter](#) any finding by a court in civil proceedings that a person has engaged in infringing conduct—
 - (a) is admissible as evidence that the conduct has occurred;
 - (b) unless the contrary is proved, is sufficient evidence that the conduct has occurred.
- (3) But [subsection \(2\)](#) does not apply to any finding—
 - (a) which has been reversed on appeal;
 - (b) which has been varied on appeal so as to negate it.

Status: This is the original version (as it was originally enacted).

- (4) For the purposes of subsection (2), a person engages in “infringing conduct” if—
- (a) the person has engaged in a commercial practice that constitutes a relevant infringement, or
 - (b) the person is an accessory to such a practice.