
STATUTORY INSTRUMENTS

2010 No. 2960

**The Timeshare, Holiday Products, Resale
and Exchange Contracts Regulations 2010**

PART 2

KEY DEFINITIONS

Holiday accommodation contracts to which these Regulations apply

5.—(1) These Regulations apply to a holiday accommodation contract which falls within any of paragraphs (2) to (4).

(2) A holiday accommodation contract falls within this paragraph if it is to any extent governed by the law of—

- (a) the United Kingdom, or
- (b) a part of the United Kingdom.

(3) A holiday accommodation contract falls within this paragraph if—

- (a) it is to any extent governed by the law of a third country,
- (b) the relevant accommodation is in immovable property situated in an EEA State, and
- (c) the parties to the contract are to any extent subject to the jurisdiction of a court in the United Kingdom in relation to the contract.

(4) A holiday accommodation contract falls within this paragraph if—

- (a) it is to any extent governed by the law of a third country,
- (b) it is not directly related to immovable property,
- (c) the trader carries on commercial or professional activities in the United Kingdom or by any means directs such activities to the United Kingdom, and
- (d) the contract falls within the scope of those activities.

(5) In this regulation—

- (a) “relevant accommodation” means—
 - (i) the accommodation which is the subject of the contract, or
 - (ii) in a case where a pool of accommodation is the subject of the contract, some or all of the accommodation in that pool;
- (b) “third country” means a country other than an EEA state.