
STATUTORY INSTRUMENTS

2020 No. 1139

The Alternative Dispute Resolution for Consumer Disputes (Extension of Time Limits for Legal Proceedings) (Amendment etc.) (EU Exit) Regulations 2020

PART 2

Amendment of primary legislation

Amendment of the Prescription and Limitation (Scotland) Act 1973

- 2.—(1) The Prescription and Limitation (Scotland) Act 1973(1) is amended as follows.
- (2) In subsection (2) of section 14 (computation of prescriptive periods)—
- (a) omit the definition of “ADR Directive”;
 - (b) for the definition of “ADR entity” substitute—

““ADR entity” means a person whose name appears on a list maintained in accordance with regulation 10 of the Alternative Dispute Resolution for Consumer Disputes (Competent Authorities and Information) Regulations 2015 ([S.I. 2015/542](#))(2);”;
 - (c) for the definition of “ADR procedure” substitute—

““ADR procedure” means a procedure for the out-of-court resolution of disputes through the intervention of an ADR entity which proposes or imposes a solution or brings the parties together with the aim of facilitating an amicable solution;”;
 - (d) after the definition of “ADR procedure” insert—

““consumer” means an individual acting for purposes which are wholly or mainly outside that individual’s trade, business, craft or profession;”;
 - (e) for the definition of “relevant consumer dispute” substitute—

““relevant consumer dispute” means a dispute that—

 - (a) concerns obligations under a sales contract or a service contract, and
 - (b) is between a trader established in the United Kingdom or the European Union and a consumer resident in the United Kingdom,

which the parties attempt to settle by recourse to a non-binding ADR procedure;”;
 - (f) after the definition of “relevant cross-border dispute” insert—

““sales contract” means a contract under which a trader transfers, or agrees to transfer, the ownership of goods to a consumer and the consumer pays, or agrees to pay, the price, including any contract that has both goods and services as its object;

(1) 1973 c. 52. Subsection (2) of section 14 was amended by [S.I. 2015/1392](#).

(2) [S.I. 2015/542](#). Regulation 4 was amended by [S.I. 2015/1392](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“service contract” means a contract, other than a sales contract, under which a trader supplies, or agrees to supply, a service to a consumer and the consumer pays, or agrees to pay, the price;

“trader” means a person acting for purposes relating to that person’s trade, business, craft or profession, whether acting personally or through another person acting in the trader’s name or on the trader’s behalf.”.