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STATUTORY INSTRUMENTS

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**2023 No. 63**

**The Control of Explosives Precursors  
and Poisons Regulations 2023**

**Online marketplaces**

5.—(1) An operator of an online marketplace must take all reasonably practicable measures to provide information to any supplier who uses the online marketplace to make a relevant transaction, about—

- (a) the requirements that are imposed by the 1972 Act, by these Regulations, and by the 2015 Regulations, in relation to the supply of regulated substances and reportable substances; and
  - (b) the offences that apply in respect of a failure to comply with the requirements referred to in sub-paragraph (a).
- (2) An operator of an online marketplace must—
- (a) take all reasonably practicable measures to identify any relevant transaction that a supplier makes or proposes to make using the online marketplace, that would give the operator reasonable grounds for believing the transaction to be suspicious; and
  - (b) report a relevant transaction if the operator has reasonable grounds for believing that transaction to be suspicious.
- (3) In this regulation—
- (a) “online marketplace” means any software (including a website, part of a website, or an application) through which persons other than the operator are able to sell goods (whether or not the operator also does so);
  - (b) “operator” means the person who controls access to, and the contents of, the online marketplace;
  - (c) “relevant transaction” has the meaning given by section 3C(2) of the 1972 Act;
  - (d) whether or not a relevant transaction is suspicious is to be construed in accordance section 3C(3) and (4) of the 1972 Act;
  - (e) a duty to report a relevant transaction is a duty to give notice of it to the Secretary of State in accordance with regulation 6.