This draft Order replaces the version which was laid before Parliament on 29th April 2003 and is issued free of charge to all known recipients.Draft Order laid before Parliament under section 211(7) of the Enterprise Act 2002 for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2003 No.

CONSUMER PROTECTION

The Enterprise Act 2002 (Part 8 Domestic Infringements) Order 2003

Made - - - -	*2003*
Coming into force - -	*20th June 2003*

Whereas the Secretary of State laid a draft of this Order before Parliament;

And whereas the said draft as so laid has been approved by resolution of each House of Parliament;

Now therefore the Secretary of State in exercise of the power conferred on her by section 211 of the Enterprise Act 2002(**1**) hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Enterprise Act 2002 (Part 8 Domestic Infringements) Order 2003 and shall come into force on 20th June 2003.

Specified infringements

2. There are hereby specified for the purposes of section 211(2) of the Enterprise Act 2002 (domestic infringements) acts or omissions which fall within section 211(2)(a) to (g) and are:

(i) acts or omissions in respect of the enactments listed in Parts I and II of the Schedule to this Order and subordinate legislation made thereunder; or

(ii) acts or omissions as set out in Part III of the Schedule.

(**1**) 2002 c. 40.

SCHEDULE Article 2

SPECIFIED ACTS OR OMISSIONS

Part I

Legislation of the United Kingdom Parliament

Legislation	Extent
Accommodation Agencies Act 1953(**2**)	The whole Act
Administration of Justice Act 1970(**3**)	Section 40 (unlawful harassment of debtors)
Business Advertisements (Disclosure) Order 1977(**4**)	The whole Order
Business Names Act 1985(**5**)	The whole Act
Cancer Act 1939(**6**)	Sections 4, 5 and 7 (prohibition of certain advertisements relating to cancer)
Charities Act 1992(**7**)	Sections 60, 61 and 63 (information requirements, cancellation rights and false statements in respect of fundraising)
Children and Young Persons Act 1933(**8**)	Section 7(1) to (2) (prohibition on sale of tobacco to persons under 16)
Children and Young Persons (Protection from Tobacco) Act 1991(**9**)	Section 4 (display of warning statements)
Children and Young Persons (Scotland) Act 1937(**10**)	Section 18(1) to (2) (prohibition on sale of tobacco to persons under 16)
Companies Act 1985(**11**)	Sections 348, 349 and 351 (company name to appear outside place of business and name and other particulars to appear in its correspondence)
Consumer Credit Act 1974(**12**)	The whole Act
Consumer Protection Act 1987(**13**)	Part III (misleading price indications)
Consumer Transactions (Restrictions on Statements) Order 1976(**14**)	The whole Order

(**2**) 1953 c. 23.
(**3**) 1970 c. 31.
(**4**) S.I. 1977/1918.
(**5**) 1985 c. 7.
(**6**) 1939 c. 13.
(**7**) 1992 c. 41.
(**8**) 1933 c. 12.
(**9**) 1991 c. 23.
(**10**) 1937 c. 37.
(**11**) 1985 c. 6.
(**12**) 1974 c. 39.
(**13**) 1987 c. 43.
(**14**) S.I. 1976/1813.

Legislation	Extent
Control of Misleading Advertisements Regulations 1988(**15**)	The whole Regulations
Copyright, Designs and Patents Act 1988(**16**)	Sections 107 (making or dealing with infringing articles etc), 198 (making, dealing with or using illicit recordings), 297A (making and dealing with unauthorised decoders)(**17**)
Estate Agents Act 1979(**18**)	The whole Act
Explosives Act 1875(**19**)	Sections 31(**20**) and 39 (prohibition on sale of explosives to persons apparently under 16) in their application to the sale in Northern Ireland of the fireworks listed in Schedule 1 to the Explosives (Fireworks) Regulations (Northern Ireland) 2002(**21**)
Fireworks (Safety) Regulations 1997(**22**)	Regulation 6 (prohibition on supply of fireworks to persons apparently under 18)
Hallmarking Act 1973(**23**)	The whole Act
Intoxicating Substances (Supply) Act 1985(**24**)	The whole Act
Lotteries and Amusements Act 1976(**25**)	Part I (legal and illegal lotteries) and section 14 (prize competitions)
Malicious Communications Act 1988(**26**)	The whole Act
Misrepresentation Act 1967(**27**)	The whole Act
Mock Auctions Act 1961(**28**)	The whole Act
National Lottery etc Act 1993(**29**)	Sections 13 (contravention of regulations) and 16 (false representations)
Prices Act 1974(**30**)	Section 4 (price marking)
Property Misdescriptions Act 1991(**31**)	The whole Act
Protection from Harassment Act 1997(**32**)	The whole Act

(**15**) S.I. 1988/915.
(**16**) 1988 c. 48.
(**17**) Section 297A as substituted by regulation 2 of S.I. 2000/1175 and amended by s.1(4) of the Copyright, etc and Trade Marks (Offences and Enforcement) Act 2002 (c. 25).
(**18**) 1979 c. 38.
(**19**) 1875 c. 17.
(**20**) s.31 amended in respect of Northern Ireland by art. 4 of SR 1996/1920 (N.I. 17).
(**21**) SR 2002/147.
(**22**) S.I. 1997/2294.
(**23**) 1973 c. 43.
(**24**) 1985 c. 26.
(**25**) 1976 c. 32.
(**26**) 1988 c. 27.
(**27**) 1967 c. 7.
(**28**) 1961 c. 47.
(**29**) 1993 c. 39.
(**30**) 1974 c. 24.
(**31**) 1991 c. 29.
(**32**) 1997 c. 40.