



# Sale of Goods Act 1979

## 1979 CHAPTER 54

### PART III

#### EFFECTS OF THE CONTRACT

##### *Transfer of property as between seller and buyer*

#### 20 <sup>[F1]</sup> **Passing of risk.**

- (1) Unless otherwise agreed, the goods remain at the seller's risk until the property in them is transferred to the buyer, but when the property in them is transferred to the buyer the goods are at the buyer's risk whether delivery has been made or not.
- (2) But where delivery has been delayed through the fault of either buyer or seller the goods are at the risk of the party at fault as regards any loss which might not have occurred but for such fault.
- (3) Nothing in this section affects the duties or liabilities of either seller or buyer as a bailee or custodian of the goods of the other party.
- <sup>[F2]</sup>(4) This section does not apply to a contract to which Chapter 2 of Part 1 of the Consumer Rights Act 2015 applies (but see the provision made about such contracts in section 29 of that Act).]

#### **Textual Amendments**

**F1** Marginal note to s. 20 substituted (31.3.2003) by [S.I. 2002/3045](#) , [reg. 4\(1\)](#)

**F2** S. 20(4) substituted (1.10.2015) by [Consumer Rights Act 2015](#) (c. 15) , s. 100(5) , [Sch. 1 para. 17\(1\)](#) ; [S.I. 2015/1630](#) , art. 3(g) (with art. 6(1) )

**Changes to legislation:**

There are currently no known outstanding effects for the Sale of Goods Act 1979, Section 20.