

*Changes to legislation: There are currently no known outstanding effects for the Consumer Rights Act 2015, Paragraph 3. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 5

#### INVESTIGATORY POWERS ETC.

##### **Modifications etc. (not altering text)**

- C1** Sch. 5 applied (with modifications) (8.12.2016) by [The Electromagnetic Compatibility Regulations 2016 \(S.I. 2016/1091\)](#), [reg. 1](#), [Sch. 7 para. 3](#) (with [regs. 74, 75\(5\)](#))
- C1** Sch. 5 applied (with modifications) (26.12.2017) by [The Radio Equipment Regulations 2017 \(S.I. 2017/1206\)](#), [reg. 1](#), [Sch. 10 para. 3](#) (with [regs. 3-5, 77](#))
- C1** [Sch. 5](#): power to amend conferred (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), [ss. 180\(3\)\(a\)](#), 186(6); [S.I. 2022/734](#), [reg. 2\(a\)](#), [Sch.](#) (with [regs. 13, 29, 30](#))

### PART 1

#### BASIC CONCEPTS

##### *Domestic enforcers*

- 3 (1) In this Schedule “domestic enforcer” means—
- (a) the Competition and Markets Authority,
  - (b) a local weights and measures authority in Great Britain,
  - (c) a district council in England,
  - (d) the Department of Enterprise, Trade and Investment in Northern Ireland,
  - (e) a district council in Northern Ireland,
  - (f) the Secretary of State,
  - (g) the Gas and Electricity Markets Authority,
  - [<sup>F1</sup>(ga) the Department for Infrastructure in Northern Ireland,
  - (gb) the Utility Regulator in Northern Ireland,]
  - [<sup>F2</sup>(gc) the Civil Aviation Authority, for the purposes of the Package Travel and Linked Travel Arrangements Regulations 2018 ([S.I. 2018/634](#)),]
  - (h) the British Hallmarking Council,
  - (i) an assay office within the meaning of the Hallmarking Act 1973, or
  - (j) any other person to whom the duty in subsection (1) of section 27 of the Consumer Protection Act 1987 (duty to enforce safety provisions) applies by virtue of regulations under subsection (2) of that section.
- (2) But the Gas and Electricity Markets Authority is not a domestic enforcer for the purposes of Part 4 of this Schedule.
- (3) The reference to the Department of Enterprise, Trade and Investment in Northern Ireland includes a person with whom the Department has made arrangements,

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under [regulation [61\(1\)](#) and (2) of the Lifts Regulations 2016 ([SI 2016/1093](#))] for enforcement of those regulations.

#### Textual Amendments

- F1** Sch. 5 para. 3(1)(ga)(gb) added (28.12.2016) by [The Measuring Instruments Regulations 2016 \(S.I. 2016/1153\)](#), [reg. 1\(2\)](#), [Sch. 3 para. 3\(2\)](#) (with [regs. 3\(4\)](#), [5](#), [67\(5\)](#))
- F2** Sch. 5 para. 3(1)(gc) inserted (1.7.2018) by [The Package Travel and Linked Travel Arrangements Regulations 2018 \(S.I. 2018/634\)](#), [regs. 1\(2\)](#), [38\(5\)\(a\)](#) (with [regs. 3](#), [38\(15\)](#))

#### Modifications etc. (not altering text)

- C1** Words in Sch. 5 para. 3(3) substituted (8.12.2016) by [The Lifts Regulations 2016 \(S.I. 2016/1093\)](#), [regs. 1](#), [83\(12\)\(a\)](#) (with [regs. 3-5](#), [83\(3\)\(3A\)](#)) (as amended (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1](#), [Sch. 22 para. 38](#) (with [Sch. 22 para. 37](#)); which itself is amended by [S.I. 2020/676](#), [regs. 1\(1\)](#), [2](#); 2020 c. 1, [Sch. 5 para. 1\(1\)](#))

#### Commencement Information

- I1** Sch. 5 para. 3 in force at 27.5.2015 for specified purposes for E. by [S.I. 2015/965](#), [art. 2\(b\)](#)
- I2** Sch. 5 para. 3 in force at 27.5.2015 for specified purposes by [S.I. 2015/1333](#), [art. 2\(a\)](#)
- I3** Sch. 5 para. 3 in force at 1.10.2015 in so far as not already in force by [S.I. 2015/1630](#), [art. 3\(h\)](#) (with [art. 8](#))

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