



Savvy shopping Know your rights (1)

Advocate Christina Hall – Litigation Partner



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Relevant legislation

- Consumer Safety (Jersey) Law 2006
- Distance Selling (Jersey) Law 2007
- Supply of Goods and Services (Jersey) Law 2009
- Supply of Goods and Services (Jersey) Regulations 2010

Brief background to the Supply of Goods Services (Jersey) Law 2009 (the “Law”)

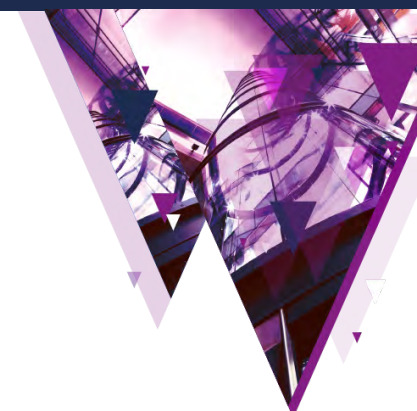
- Consumer rights prior to the Law were governed by customary law
- “La Convention fait la loi des parties”
- Need for statutory protection for consumers particularly to deal with the inequality of contracting parties
- Sale of Goods Act 1979, Supply of Goods Implied Terms Act 1973 and Supply of Goods and Services Act 1982

What kind of contracts does the Law apply to?

- Bills of Exchange
- Conditional sale agreements
- Supply of services
- Contract of sale of goods
- Hire purchase agreements

The meaning of “goods”

- Corporeal movables
- Not money
- Crops or things attaching to land
- Undivided share in goods

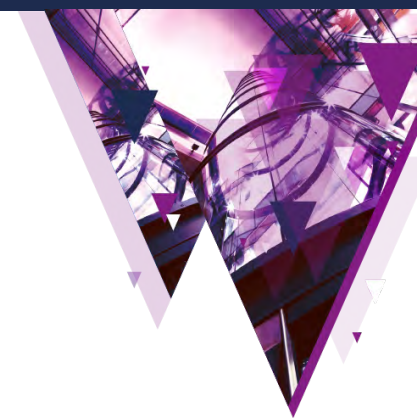


Dealing as a consumer

- In the course of business
- Goods are for private use or consumption

Quality and good faith

- Meaning of quality
- Meaning of good faith



Capacity and form of contract

- Minors and person with incapacity
- Forms of contract
 - a) in writing;
 - b) oral;
 - c) both of a) and b); or
 - d) implied
- Goods must be ascertained
- No need for money to be involved!

Warranties

- Meaning of warranties in Jersey Law
- Types of warranties available under the Law
 - a) satisfactory quality;
 - b) title;
 - c) description;
 - d) quality or fitness;
 - e) disclosure of defects; and
 - f) sale by sample
- Meaning of “satisfactory quality”
- Hidden defects and examination
- Private sales

Buyer's remedies

- Repair
- Replacement
- Reduction of price or rescission of contract

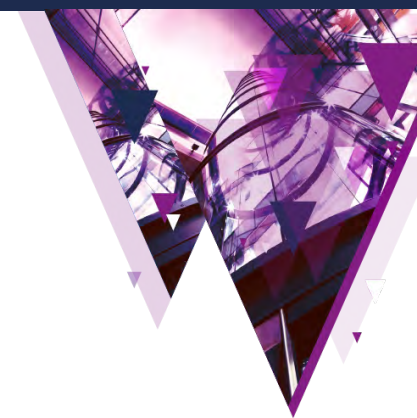
Hire purchase agreements

- The position for the innocent buyer



Supply of services

- Warranty about care and skill
- Warranty about time for performance
- Unstated price



If you have any questions on knowing your rights as a savvy shopper, please contact:

Christina Hall
christina.hall@viberts.com

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Contact us:

 **Viberts**
Viberts House, PO Box
737, Don Street, St. Helier,
Jersey JE4 8ZQ

 +44 (0) 1534 888666

 +44 (0) 1534 888555

 info@viberts.com

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