

**THE INFLUENCE OF THE *CONSUMER PROTECTION ACT 68 OF 2008* ON THE
COMMON LAW WARRANTY AGAINST EVICTION: A COMPARATIVE
OVERVIEW**

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SUMMARY

The implementation of the *Consumer Protection Act 68 of 2008* (CPA) has great implications for the South African common law of sale. In this contribution the influence of the CPA on the seller's common law duty to warrant the buyer against eviction is investigated. Upon evaluation of the relevant provisions of the CPA, the legal position in the United Kingdom – specifically the provisions of the Sales of Goods Act of 1979 – is investigated.

KEYWORDS: Consumer protection; consumer remedies; quiet possession; common law of sale; warranty against eviction

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