

CRITICALLY LOOKING INTO THE CONSUMER'S RIGHTS PROTECTION ACT, 2009

Dr. Rumana Islam*

1. Introduction

The free market economy in this age of consumerism postulates that, the “consumers are the king”, but in reality they are the silent victims of manipulated market forces in a country. In developed economies the consumers are protected to some extent. However, in an economy like Bangladesh where quality fails to play the key role, it is the consumers who suffers the most. Long-drawn absence of a proper consumer protection law in this country has triggered the sufferings more. The issue of consumer protection in Bangladesh has been widely discussed in the recent past and accordingly the Consumer's Rights Protection Act (CRPA), 2009 was enacted. Though the government and different other stakeholders acknowledges that the issue is of vital importance, but like many other developing countries the interests of the consumers in this country are largely ignored. This paper will provide a brief overview of the legal regime of consumer protection in Bangladesh with particular emphasis on the CRPA, 2009. The aim of this paper is to critically examining the CRPA, 2009 and to find out to what extent the law is sufficient to protect the interests of the consumers in Bangladesh both in terms of relevant provisions as well as in terms of implementing mechanism. The paper will conclude with some specific recommendations as ways to move forward in order to create a better legal regime for the consumers in Bangladesh.

2. Who is a consumer?

Different scholars and organizations have provided definition of a consumer. From these different definition what can be concluded that, in general understanding of the term ‘consumer’ it relates to a person who buys goods or services for personal reasons or for the use of his family or household use. This also comes with a limitation that the person must not have any intention to resale that product when he is buying it. Therefore consumer indicates a person who purchases goods mainly for private use and these goods are sold in the course of the merchant's professional activities. Today not only natural persons are the consumers but legal persons can also be consumers when they are buying products or goods for their own use, for example companies purchasing products for the use of their employees.

In this regard it is pertinent to cite former US President John F. Kennedy who suggested four basic consumer rights in 1962¹, these were (i) the right to safety; (ii) the right to be informed; (iii) the right to choose; and (iv) the right to be heard. Later, the worldwide consumer movement led by the Consumer International, a global federation of consumer organization in 1980s added four more rights with these, which are (v) the right to satisfaction of basic needs; (vi) the right to redress (vii) the right to education (viii) the right to healthy environment.² Today these

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¹ See <http://www.consumerssa.com/consumer-rights/>

² See <http://www.consumersinternational.org/who-we-are/consumer-rights>

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District of Columbia



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Law of Electronic Commercial Transactions Faye Fangfei Wang, 2010-01-21 The exponential growth of electronic usage in global commercial transactions has generated potential opportunities in productivity facilitated the cross border free movement of goods and service and stimulated export and import trade as well as domestic sale but at the same time it has led to new challenges to existing laws due to the unique characteristics and complexities of online technology culture and social behaviours This book compares the legislative frameworks of e commerce in the EU US China and International Organisations It highlights and analyses the main legal obstacles to the establishment of trust and confidence in doing business online It provides an in depth research into finding solutions to remove the barriers to the validity of electronic contracts and signatures the enforceability of data privacy protection the determination of Internet jurisdiction and choice of law as well as the promotion of online dispute resolution It encourages modernisation and harmonisation of laws concerning electronic commercial transactions through well balanced area specific international instruments Law of Electronic Commercial Transactions will be of great interest to academics legislative organisations practitioners and lawyers in the field of international commerce , *Legislative and Executive Calendar* United States. Congress. Senate. Committee on the Judiciary, 2013 *Australian Corporations & Securities Legislation 2011: Corporations Act 2001, ASIC Act 2001, related regulations* Australia, 2011 Volume 1 assists users in understanding the Corporations Act and how it applies in practice Volume 2 contains the text of State and Territory Supreme Court Corporations Rules and the Takeovers Panel Procedural Rules applicable to proceedings under the Corporations Act 2001 as at 1 January 2011 **Research Handbook on EU Data Protection Law** Kosta, Eleni, Leenes, Ronald, Kamara, Irene, 2022-04-19 Bringing together leading European scholars this thought provoking Research Handbook provides a state of the art overview of the scope of research and current thinking in the area of European data protection Offering critical insights on prominent strands of research it examines key challenges and potential solutions in the field Chapters explore the fundamental right to personal data protection government to business data sharing data protection as performance based regulation privacy and marketing in data driven business models data protection and judicial automation and the role of consent in an algorithmic society *The Massachusetts register* , 2009 *Lexis District of Columbia Code, Annotated* District of Columbia, 2001 Trade Policy Review - Australia 2011 Bernan Press, 2011-09-01 The Trade Policy Review Mechanism a permanent feature of the World Trade Organization WTO is designed to contribute to improving adherence by all WTO members to rules disciplines and commitments made under the Multilateral Trade Agreement This volume in the series provides information on the trade policies practices and macroeconomic situations of Australia Each Trade Policy Review is expertly prepared after in depth analysis of an individual nation by the WTO s Trade Policy Review Board **Montana Code Annotated** Montana, 2016 United States Code Service, Lawyers Edition United States, 1936 **United States Tax Reporter: AFTR 2d decisions** , 2010 **Trade Policy**

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