



# Restrictive Trade Practices Act 1976 <sup>F1</sup> (repealed 1.3.2000)

## CHAPTER 34

### RESTRICTIVE TRADE PRACTICES ACT 1976 (REPEALED 1.3.2000)

#### PART I

##### REGISTRATION AND JUDICIAL INVESTIGATION OF RESTRICTIVE AGREEMENTS

- 1 Registration of agreements and Court's jurisdiction.
- 2 Restrictions against public interest and consequent Court orders.
- 3 Interim orders of the Court.
- 4 Variation of the Court's decisions.
- 5 The European Communities.

#### PART II

##### GOODS

- 6 Restrictive agreements as to goods.
- 7 Information agreements as to goods.
- 8 Trade associations.
- 9 Provisions to be disregarded under Part II.
- 10 Presumption under Part II as to the public interest.

#### PART III

##### SERVICES

- 11 Restrictive agreements as to services.
- 12 Information agreements as to services.
- 13 Designated services.

*Changes to legislation: There are currently no known outstanding effects for the Restrictive Trade Practices Act 1976 (repealed 1.3.2000). (See end of Document for details)*

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- 14 Supplementary provisions as to orders under Part III.
- 15 Procedure as to orders under Part III.
- 16 Services supply associations.
- 17 Matters equivalent to restrictions for purposes of s. 11.
- 18 Provisions to be disregarded under Part III.
- 19 Presumption under Part III as to the public interest.
- 20 Interpretation of Part III.

#### **PART IV**

##### GENERAL

##### *Proceedings*

- 21 Director's duties as to proceedings for investigation.
- 22 Rules of procedure.

##### *Registration*

- 23 General provisions as to the register.
- 24 Particulars and time for registration.
- 25 Particulars of export agreements.
- 25A Registration of non-notifiable agreement: duty to inform parties.
- 26 Court's power to rectify the register, etc.
- 27 Regulations for registration.
- 27ZA Certain provisions not to be acted upon before registration.

##### *Non-notifiable agreements*

- 27A Non-notifiable agreements.

##### *Exemptions*

- 28 Excepted agreements.
- 29 Agreements important to the national economy.
- 30 Agreements holding down prices.
- 31 Supplementary provisions for ss. 29 and 30.
- 32 Wholesale co-operative societies.
- 33 Agricultural and forestry associations, and fisheries associations.
- 34 Authorisations for purposes of E.C.S.C. Treaty.

##### *Enforcement*

- 35 Failure to register.
- 36 Director's power to obtain information.
- 37 Court's power to order examination on oath.
- 38 Offences in connection with registration.
- 39 Proceedings and venue in respect of offences.

#### **PART V**

##### MISCELLANEOUS AND SUPPLEMENTAL

- 40 Order under s. 56 of Fair Trading Act 1973.
- 41 Disclosure of information.
- 42 Orders and regulations.
- 43 Interpretation and construction.

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- 44 Consequential amendments, repeals and transitional provisions.
- 45 Short title, extent and commencement.

## SCHEDULES

### SCHEDULE 1 — Services Excluded from Section 13 (Designated Services)

- 1 Legal services (that is to say, the services of barristers,...
- 2 Medical services (that is to say, the provision of medical...
- 3 Dental services (that is to say, any services falling within...
- 4 Ophthalmic services (that is to say, the testing of sight)....
- 5 Veterinary services (that is to say, any services which constitute...
- 6 The services of nurses
- 7 The services of midwives, physiotherapists or chiropractors in their capacity...
- 8 The services of architects in their capacity as such.
- 9 Accounting and auditing services (that is to say, the making...
- 9A Insolvency services within the meaning of section 428 of the...
- 10 The services of registered patent agents (within the meaning of...
- 10A The services of persons carrying on for gain in the...
- 11 The services of parliamentary agents entered in the register in...
- 12 The services of surveyors (that is to say, of surveyors...
- 13 The services of professional engineers or technologists (that is to...
- 14 Services consisting of the provision— (a) of primary, secondary or...
- 15 The services of ministers of religion in their capacity as...

### SCHEDULE 2 — Furnishing of Particulars of Agreements

- 1 (1) Subject to paragraph 2 below, no duty to furnish...
- 2 (1) The following provisions of this paragraph apply where ,...
- 3 Particulars of an agreement shall— (a) in so far as...
- 4 (1) Particulars may be furnished by or on behalf of...
- 5 (1) The following Table shows the time within which particulars...

### SCHEDULE 3 — Excepted Agreements

#### *Agreements for statutory purposes*

- 1 (1) This Act does not apply to an agreement which...

#### *Exclusive dealing*

- 2 This Act does not apply to an agreement for the...

#### *Know-how about goods*

- 3 This Act does not apply to an agreement between two...

#### *Trade marks*

- 4 (1) This Act does not apply to an agreement authorising...

#### *Patents and registered designs*

- 5 (1) Subject to sub-paragraphs (4) to (8) below, this Act...

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*Copyrights*

5A (1) This Act does not apply to—

*Design right*

5B (1) This Act does not apply to—

*Agreements as to goods with overseas operation*

6 (1) This Act does not apply to an agreement in...

*Exclusive supply of services*

7 This Act does not apply to an agreement to which...

*Know-how about services*

8 This Act does not apply to an agreement between two...

*Agreements for supplying services with overseas operation*

9 (1) This Act does not apply to an agreement where—...

SCHEDULE 4 — Transitional Provisions and Savings

*General provisions*

- 1 (1) In so far as anything done under an enactment...
- 2 Where a document refers expressly or by implication to an...
- 3 Where any period of time specified in an enactment repealed...

*Insignificant agreements under the Restrictive Trade Practices Act 1956, s. 12*

4 (1) Directions under section 12 of the Restrictive Trade Practices...

*Section 18(2) of the Restrictive Trade Practices Act 1956*

5 Nothing in this Act affects the right of a person...

*Disclosure of information*

6 Section 41 above applies in relation to information obtained under...

*Particulars of certain export agreements*

7 Any particulars furnished to the Board of Trade or to...

*Restrictive Trade Practices Act 1968, s. 11*

8 An agreement which— (a) was made before the commencement of...

Schedule 5 — Consequential Amendments

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*Northern Ireland Act 1962 c. 30*

In Part I of Schedule 1 to the Northern Ireland...

*Cereals Marketing Act 1965 c. 14*

In paragraph 3 of Schedule 1 to the Cereals Marketing...

*Agriculture Act 1967 c. 22*

In section 9(11) of the Agriculture Act 1967 for “Part...

*Livestock Marketing Commission Act (Northern Ireland) 1967 c. 21*

In section 2(6) of the Livestock Marketing Commission Act (Northern...

*Agriculture (Miscellaneous Provisions) Act 1968 c. 34*

In section 45 of the Agriculture (Miscellaneous Provisions) Act 1968  
—...

*Agriculture Act 1970 c. 40*

In the Agriculture Act 1970— in section 7(2) for “Part...

*Fair Trading Act 1973 c. 41*

In the Fair Trading Act 1973— in section 10(2); section...

Schedule 6 — Repeals

**Changes to legislation:**

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