

*Changes to legislation: There are currently no known outstanding effects for the Enterprise Act 2002, Paragraph 20C. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 8

#### PROVISION THAT MAY BE CONTAINED IN CERTAIN ENFORCEMENT ORDERS

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

- C1** Sch. 8: power to make orders conferred (20.6.2003) by 1988 c. 48, s. 144(1A) (as substituted by Enterprise Act 2002 (c. 40), ss. 278, 279, **Sch. 25 para. 18(2)**); S.I. 2003/1397, **art. 2(1)**, Sch. (with art. 8)
- C1** Sch. 8: power to make orders conferred (20.6.2003) by 1988 c. 48, s. 238(1A) (as substituted by Enterprise Act 2002 (c. 40), ss. 278, 279, **Sch. 25 para. 18(4)**); S.I. 2003/1397, **art. 2(1)**, Sch. (with art. 8)
- C1** Sch. 8: power to make orders conferred (20.6.2003) by 1988 c. 48, Sch. 2A para. 17(1A) (as substituted by Enterprise Act 2002 (c. 40), ss. 278, 279, **Sch. 25 para. 18(5)(a)**); S.I. 2003/1397, **art. 2(1)**, Sch. (with art. 8)
- C1** Sch. 8 applied (with modifications) (20.6.2003) by The Enterprise Act 2002 (Protection of Legitimate Interests) Order 2003 (S.I. 2003/1592, **art. 15**, **Sch. 3 para. 2(1)(a)(2)**) (as amended (29.12.2003) by S.I. 2003/3180, **art. 2**, Sch. **para. 10(16)**)
- C1** Sch. 8 applied (with modifications) (20.6.2003) by The Enterprise Act 2002 (Protection of Legitimate Interests) Order 2003 (S.I. 2003/1592, **art. 15**, **Sch. 3 para. 2(1)(a)(2)**) (as amended (29.12.2003) by S.I. 2003/3180, **art. 2**, Sch. **para. 10(16)** and as amended (23.6.2020) by The Enterprise Act 2002 (Specification of Additional Section 58 Consideration) Order 2020 (S.I. 2020/627), **arts. 1(1)**, **4(3)**)
- C1** Schs. 7, 8: functions made exercisable concurrently (3.5.2023) by The Secretaries of State for Energy Security and Net Zero, for Science, Innovation and Technology, for Business and Trade, and for Culture, Media and Sport and the Transfer of Functions (National Security and Investment Act 2021 etc) Order 2023 (S.I. 2023/424), **arts. 1(2)**, **15(2)** (with **arts. 16(5)(6)**, 17)

##### *Monitoring of compliance and determination of disputes*

- [<sup>F1</sup>20C(1) An order may provide for the appointment of one or more than one person (referred to in this paragraph as an “appointee”) by the relevant authority or by such other persons as may be specified or described in the order to—
- (a) monitor compliance with such terms of the order as are so specified or described or terms of any directions given under the order;
  - (b) determine any dispute between persons who are subject to the order about what is required by any such terms.
- (2) An order made by virtue of this paragraph must make provision as to the terms of an appointee's appointment.
- (3) A determination made by virtue of an order under this paragraph is binding on—
- (a) any person who is subject to the order;
  - (b) the relevant authority; and
  - (c) in the case where the relevant authority is the Secretary of State [<sup>F2</sup>or the Chancellor of the Duchy of Lancaster], the CMA.]

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#### Textual Amendments

- F1** Sch. 8 para. 20C and cross-heading inserted (25.4.2013 for specified purposes, 1.4.2014 in so far as not already in force) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), **ss. 49**, 103(1)(i)(3); S.I. 2014/416, art. 2(1)(b) (with Sch.)
- F2** Words in Sch. 8 para. 20C(3)(c) inserted (3.5.2023) by [The Secretaries of State for Energy Security and Net Zero, for Science, Innovation and Technology, for Business and Trade, and for Culture, Media and Sport and the Transfer of Functions \(National Security and Investment Act 2021 etc\) Order 2023 \(S.I. 2023/424\)](#), art. 1(2), **Sch. para. 10(11)(a)** (with art. 17)

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