

*These notes refer to the Enterprise and Regulatory Reform Act 2013 (c.24) which received Royal Assent on 25 April 2013*

# **ENTERPRISE AND REGULATORY REFORM ACT 2013**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

*Part 3: the Competition and Markets Authority and Part 4: Competition Reform*

**Part 3: the Competition and Markets Authority**

*Schedule 5: Amendments related to Part 3*

**Part 2: Transfer of functions under the Enterprise Act 2002 to the Competition and Markets Authority**

**Competition and Markets Authority's powers to take interim action on anti-trust**

208. [Paragraph 66](#) is a consequential amendment arising from the transfer to the CMA of the OFT's powers to take interim action where they have begun an anti-trust investigation (section 35 of the CA 1998). Paragraph 22(2), Schedule 4 of the EA 2002 enables the CAT to be given powers similar to those of the OFT under section 35 of the CA 1998. This reference is updated to reflect the fact that the CMA will assume the OFT's powers under that Act.