

SCHEDULE 1

TRANSFER OF FUNCTIONS OF OFT AND COMPETITION COMMISSION TO CMA AND AMENDMENTS CONSEQUENTIAL ON PARTS 3 AND 4 OF THE ACT

PART 1

Amendments to secondary legislation principally concerned with competition

Enterprise Act 2002 (Merger Prenotification) Regulations 2003

9.—(1) The Enterprise Act 2002 (Merger Prenotification) Regulations 2003⁽¹⁾ are amended as follows.

(2) Omit regulation 4 (time limit for disclosure of material information).

(3) In regulation 5 (time at which a merger notice is to be treated as received), for “OFT” (in each place where it occurs) substitute “CMA”.

(4) In regulation 7 (withdrawal of a merger notice), for “OFT” substitute “CMA”

(5) In regulation 8 (provision of information to the OFT)—

(a) in paragraph (1), omit “or any information requested by the OFT under section 99(2) of the Act”,

(b) in paragraphs (2) and (3) and in the heading, for “OFT” (in each place where it occurs) substitute “CMA”, and

(c) omit paragraph (5).

(6) Omit regulations 9 to 13.

(7) In regulation 14 (circumstances in which a person is or is not to be treated as acting on behalf of the giver of a merger notice), for “OFT” (in each place where it occurs) substitute “CMA”.

⁽¹⁾ S.I. 2003/1369.