



Competition Act 1980

1980 CHAPTER 21

Amendments of Fair Trading Act 1973

21 Monopoly references by Secretary of State alone.

It is hereby declared that where it appears to the Secretary of State that—

- (a) a monopoly situation exists or may exist as mentioned in subsection (1) of section 51 of the ^{M1}Fair Trading Act 1973 (monopoly references by Ministers), and
- (b) the goods or services in question are of a description mentioned in subsection (2) of that section, and
- (c) none of the Ministers mentioned in subsection (3) of that section has such functions as are mentioned in subsection (2) of that section in relation to goods or services of that description,

the Secretary of State may make a monopoly reference with respect to the existence or possible existence of that situation acting alone; and accordingly any reference which has been made in such circumstances by the Secretary of State acting alone has been made in compliance with that section.

Marginal Citations

M1 1973 c. 41.

F1²²

Textual Amendments

F1 S. 22 repealed (11.1.1999) by 1998 c. 41, s. 74(1)(3), Sch. 12 para. 4(11), **Sch. 14 Pt. I** (with s. 73); S.I. 1998/3166, art. 2, **Sch.**

Status: Point in time view as at 01/04/1999.

Changes to legislation: There are currently no known outstanding effects for the Competition Act 1980, Cross Heading: Amendments of Fair Trading Act 1973. (See end of Document for details)

23 Amendment of s.137(3) of Fair Trading Act 1973.

In section 137(3) of the Fair Trading Act 1973 (definition of “the supply of services”) there shall be inserted after paragraph (b) the following words:—

“and

- (c) includes the making of arrangements for a person to put or keep on land a caravan (within the meaning of Part I of the Caravan Sites and Control of Development Act 1960) other than arrangements by virtue of which the person may occupy the caravan as his only or main residence.”

Modifications etc. (not altering text)

- C1** The text of ss. 15(1), 22, 23, 27(4), 28, 30(1), 32(2), 33(4), Sch. 2 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

24 Modification of provisions about performance of Commission’s functions.

- (1) The Secretary of State may by order make such modifications in [F²Part II of Schedule 7 to the Competition Act 1998 (performance of the Competition Commission’s general functions)] as appear to him to be appropriate for improving the performance by the Commission of their functions.
- (2) An order under this section may contain such transitional, incidental or supplementary provisions as the Secretary of State thinks fit.

Textual Amendments

- F2** Words in s. 24(1) substituted (1.4.1999) by 1998 c. 41, ss. 74(1), 76(3), **Sch. 12 para. 4(12)** (with s. 73); S.I. 1999/505, art. 2, **Sch.**

Modifications etc. (not altering text)

- C2** S. 24 applied with modifications (E.W.S.) by **Airports Act 1986** (c. 31, SIF 9), **s. 44(3)**
- C3** S. 24 applied with modifications (E.W.S.) by **Gas Act 1986** (c. 44, SIF 44:2), **ss. 24(7), 48(3)(4)**
- C4** S. 24 applied with modifications (E.W.) by **Water Act 1989** (c. 15, SIF 130), **s. 16(7)**
- C5** S. 24 applied with modifications (E.W.S.) by **Electricity Act 1989** (c. 29, SIF 44:1) s. 12(8)
- C6** S. 24 modified by **Broadcasting Act 1990** (c. 42, SIF 96), s. 39, **Sch. 4 para. 4(7)(c)**
S. 24 applied (with modifications) (E.W.) (1.12.1991) by **Water Industry Act 1991** (c. 56, SIF 130), **ss. 14(7), 223(2)** (with ss. 82(3), 186(1), 222(1), Sch. 14 para. 6)
- C7** S. 24 extended (with modifications) (1.4.1992) by S.I. 1992/231, **art. 15(8)**; S.R. 1992/117, **art. 3(1)**
- C8** S. 24 applied (with modifications) (E.W.S.) (1.4.1994) by 1993 c. 43, **s. 13(8)** (with saving in s. 13(9)); S.I. 1994/571, **art. 5**
S. 24 applied (with modifications) (N.I.) (1.9.1995) by S.I. 1994/426 (N.I. 1), **art. 35(3)** (with art. 16); S.R. 1995/294, art. 2, **Sch.**
S. 24 applied (with modifications) (N.I.) (10.6.1996) by S.I. 1996/275 (N.I. 2), **art. 15(9)** (with Sch. 7 paras. 2, 3(2)); S.R. 1996/216, **art. 2**
S. 24 applied (with modifications) (1.4.1999) by 1984 c. 12, **s. 13(9A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. IV para. 9(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**
S. 24 applied (with modifications) (1.4.1999) by 1986 c. 44, **s. 24(7A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. IV para. 10(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

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S. 24 applied (with modifications) (1.4.1999) by 1989 c. 29, **s. 12(8A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. IV para. 12(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 applied (with modifications) (1.4.1999) by 1991 c. 56, **s. 14(7A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. IV para. 13(3)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 applied (with modifications) (1.4.1999) by 1993 c. 43, **s. 13(8A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. IV para. 15(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 applied (with modifications) (1.4.1999) by S.I. 1992/231 (N.I. 1), **art. 15(8A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. V para. 17(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 applied (with modifications) (1.4.1999) by S.I. 1996/275 (N.I. 2), **art. 15(9A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 66(5), 76(3), **Sch. 10 Pt. V para. 18(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

s. 24 applied (with modifications) (30.11.2000) by 1993 c. 43, **Sch. 4A para. 15** (as inserted (30.11.2000) by 2000 c. 38, ss. 231, 275(4), **Sch. 24**)

S. 24 applied (with modifications) (1.2.2001) by 2000 c. 38, **s. 12(9)(10)(b)**; S.I. 2001/57, art. 3(1), **Sch. 2 Pts. I, II**

s. 24 applied (with modifications) (26.3.2001) by 2000 c. 26, **s. 20(1)(2)(b)**; S.I. 2000/2957, art. 2(3), **Sch. 3**

s. 24 applied (with modifications) (26.3.2001) by 2000 c. 26, **s. 20(4)(5)(b)**; S.I. 2000/2957, art. 2(3), **Sch. 3**

s. 24 applied (with modifications) (1.10.2001) by 1989 c. 29, **s. 14A(13)(c)** (as inserted (1.10.2001) by 2000 c. 27, **ss. 39, 104(1)(2)(6)**; S.I. 2001/3266, art. 2, **Sch. 1** (subject to arts. 3-20))

s. 24 applied (with modifications) (1.10.2001) by 1989 c. 29, **s. 56C(8)(c)** (as inserted (1.10.2001) by 2000 c. 27, **ss. 43, 104(1)(2)(6)**; S.I. 2001/3266, art. 2, **Sch. 1** (subject to arts. 3-20))

s. 24 applied (with modifications) (1.10.2001) by 1986 c. 44, **s. 41E(8)(c)** (as inserted (1.10.2001) by 2000 c. 27, **ss. 88, 104(1)(2)(6)**; S.I. 2001/3266, art. 2, **Sch. 1** (subject to arts. 3-20))

s. 24 applied (with modifications) (1.10.2001) by Gas Act 1986 c. 44, **s. 26A(13)(c)** (as inserted (1.10.2001) by 2000 c. 27, **ss. 83(4), 104(1)(2)(6)**; S.I. 2001/3266, art. 2, **Sch. 1** (subject to arts. 3-20))

S. 24 modified (1.4.1999) by 1986 c. 31, **s. 44(3A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 74(1), 76(3), **Sch. 12 para. 7(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 modified (1.4.1999) by 1990 c. 42, **Sch. 4 para. 4(7A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 74(1), 76(3), **Sch. 12 para. 14(3)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

S. 24 modified (1.4.1999) by S.I. 1994/426 (N.I. 1), **art. 35(3A)** (as substituted (1.4.1999) by 1998 c. 41, ss. 74(1), 76(3), **Sch. 12 para. 20(2)** (with s. 73)); S.I. 1999/505, art. 2, **Sch.**

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