



# Enterprise Act 2002

## 2002 CHAPTER 40

### PART 4

#### [<sup>F1</sup>MARKET STUDIES AND] MARKET INVESTIGATIONS

### CHAPTER 4

#### SUPPLEMENTARY

#### *Consultation, information and publicity*

#### **171 Advice and information: Part 4**

- (1) <sup>F1</sup>... [<sup>F2</sup>The CMA] shall prepare and publish general advice and information about [<sup>F3</sup>—
  - (a) the making and consideration by it of market investigation references, and
  - (b) the way in which relevant customer benefits may affect the taking of enforcement action in relation to such references.]
- (2) The [<sup>F4</sup>CMA] may at any time publish revised, or new, advice or information.
- <sup>F5</sup>(3) .....
- <sup>F5</sup>(4) .....
- (5) Advice and information published under this section shall be prepared with a view to—
  - (a) explaining relevant provisions of this Part to persons who are likely to be affected by them; and
  - (b) indicating how the [<sup>F6</sup>CMA] expects such provisions to operate.
- (6) Advice and information published by virtue of subsection (1) <sup>F7</sup>... shall include such advice and information about the effect of [<sup>F8</sup>EU] law, and anything done under or in accordance with it, on the provisions of this Part as the [<sup>F9</sup>CMA] considers appropriate.

*Status: Point in time view as at 31/07/2017. This version of this provision has been superseded.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Enterprise Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

- (7) Advice (or information) published by virtue of subsection (1)<sup>F10</sup>... may include advice (or information) about the factors which the [<sup>F11</sup>CMA] may take into account in considering whether, and if so how, to exercise a function conferred by this Part.
- (8) Any advice or information published by the [<sup>F12</sup>CMA] under this section shall be published in such manner as the [<sup>F13</sup>CMA] considers appropriate.
- (9) In preparing any advice or information under this section, the [<sup>F14</sup> CMA shall consult such persons] and such other persons as it considers appropriate.
- <sup>F15</sup>(10) .....
- (11) In this section “[<sup>F8</sup>EU] law” means—
- (a) all the rights, powers, liabilities, obligations and restrictions from time to time created or arising by or under the Community Treaties; and
  - (b) all the remedies and procedures from time to time provided for by or under the Community Treaties.

#### Textual Amendments

- F1** Words in s. 171(1) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(2)(a)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F2** Words in s. 171(1) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(2)(b)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** Words in s. 171(1) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(2)(c)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** Word in s. 171(2) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(3)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** S. 171(3)(4) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(4)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F6** Word in s. 171(5)(b) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(5)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F7** Words in s. 171(6) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(6)(a)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F8** Word in Act substituted (22.4.2011) by The Treaty of Lisbon (Changes in Terminology) Order 2011 (S.I. 2011/1043), arts. 2, 3, 6 (with art. 3(2)(3), 4(2), 6(4)(5))
- F9** Word in s. 171(6) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(6)(b)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F10** Words in s. 171(7) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(7)(a)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F11** Word in s. 171(7) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(7)(b)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F12** Word in s. 171(8) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(8)(a)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F13** Word in s. 171(8) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(8)(b)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F14** Words in s. 171(9) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(9)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F15** S. 171(10) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 201(10)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)

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