



Legal Services Act 2007

2007 CHAPTER 29

PART 4

REGULATION OF APPROVED REGULATORS

Competition

57 Reports by the [F¹CMA]

- (1) If the [F²CMA] is of the opinion that the regulatory arrangements of an approved regulator (or any part of them) prevent, restrict or distort competition within the market for reserved legal services to any significant extent, or are likely to do so, the [F²CMA] may prepare a report to that effect.
- (2) A report under subsection (1)—
 - (a) must state what, in the [F³CMA's] opinion, is the effect, or likely effect, on competition of the regulatory arrangements or part of them to which the report relates, and
 - (b) may contain recommendations as to the action which the Board should take for the purpose of ensuring that the regulatory arrangements of the approved regulator do not prevent, restrict or distort competition.
- (3) Where the [F⁴CMA] makes a report under subsection (1), it must—
 - (a) give a copy of the report to the Board, the Consumer Panel and the approved regulator, and
 - (b) publish the report.
- (4) Before publishing a report under subsection (3)(b), the [F⁴CMA] must, so far as practicable, exclude any matter which relates to the private affairs of a particular individual the publication of which, in the opinion of the [F⁴CMA], would or might seriously and prejudicially affect the interests of that individual.
- (5) The [F⁴CMA] may exercise any of the powers conferred on it by section 174(3) to (5) [F⁵ and (6A)] of the Enterprise Act 2002 (c. 40) (investigation powers) for the

Status: Point in time view as at 01/04/2014.

Changes to legislation: There are currently no known outstanding effects for the Legal Services Act 2007, Section 57. (See end of Document for details)

purpose of assisting it in exercising its functions under this section [^{F6}and references in section 174 of the Enterprise Act 2002 to a “permitted purpose” are to be construed accordingly].

[^{F7}(5A) Where the CMA exercises any of its powers under section 174 of the Enterprise Act 2002 for the purpose referred to in subsection (5), “the relevant day” for the purposes of section 174B of the Enterprise Act 2002 is the day on which the CMA publishes its report.]

(6) For the purposes of the law of defamation, absolute privilege attaches to any report of the [^{F4}CMA] under this section.

Textual Amendments

- F1** Word in s. 57 heading substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 6 para. 109\(5\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F2** Word in s. 57(1) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 6 para. 109\(2\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** Word in s. 57(2) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 6 para. 109\(3\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** Words in s. 57(3)-(6) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 6 para. 109\(4\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** Words in s. 57(5) inserted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 176\(2\)\(a\)](#) (with art. 3, Sch. 2 para. 4)
- F6** Words in s. 57(5) inserted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 176\(2\)\(b\)](#) (with art. 3, Sch. 2 para. 4)
- F7** S. 57(5A) inserted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 176\(3\)](#) (with art. 3, Sch. 2 para. 4)

Status:

Point in time view as at 01/04/2014.

Changes to legislation:

There are currently no known outstanding effects for the Legal Services Act 2007, Section 57.