



# Competition Act 1998

## 1998 CHAPTER 41

### PART I

#### COMPETITION

#### CHAPTER IV

##### THE COMPETITION COMMISSION AND APPEALS

###### *The Commission*

#### **45 The Competition Commission.**

- (1) There is to be a body corporate known as the Competition Commission.
- (2) The Commission is to have such functions as are conferred on it by or as a result of this Act.
- (3) The Monopolies and Mergers Commission is dissolved and its functions are transferred to the Competition Commission.
- (4) In any enactment, instrument or other document, any reference to the Monopolies and Mergers Commission which has continuing effect is to be read as a reference to the Competition Commission.
- (5) The Secretary of State may by order make such consequential, supplemental and incidental provision as he considers appropriate in connection with—
  - (a) the dissolution of the Monopolies and Mergers Commission; and
  - (b) the transfer of functions effected by subsection (3).
- (6) An order made under subsection (5) may, in particular, include provision—
  - (a) for the transfer of property, rights, obligations and liabilities and the continuation of proceedings, investigations and other matters; or

---

*Status: Point in time view as at 01/05/2004.*

*Changes to legislation: Competition Act 1998, Cross Heading: The Commission is up to date with all changes known to be in force on or before 23 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

---

(b) amending any enactment which makes provision with respect to the Monopolies and Mergers Commission or any of its functions.

(7) [<sup>F1</sup>Schedules 7 and 7A make] further provision about the Competition Commission.

[<sup>F2</sup>(8) The Secretary of State may by order make such modifications in Part 2 of Schedule 7 and in Schedule 7A (performance of the Competition Commission's general functions) as he considers appropriate for improving the performance by the Competition Commission of its functions.]

---

**Textual Amendments**

**F1** Words in s. 45(7) substituted (20.6.2003) by [Enterprise Act 2002 \(c. 40\)](#), **ss. 187(1)**, 279; S.I. 2003/1397, **art. 2(1)**, **Sch.**

**F2** S. 45(8) inserted (20.6.2003) by [Enterprise Act 2002 \(c. 40\)](#), s. 279, **Sch. 25 para. 38(35)**; S.I. 2003/1397, **art. 2(1)**, **Sch.**

**Status:**

Point in time view as at 01/05/2004.

**Changes to legislation:**

Competition Act 1998, Cross Heading: The Commission is up to date with all changes known to be in force on or before 23 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.