



Civil Aviation Act 2012

2012 CHAPTER 19

PART 1

AIRPORTS

CHAPTER 2

COMPETITION

62 Functions under Competition Act 1998

- (1) The functions of the [^{F1}Competition and Markets Authority (“the CMA”)] specified in subsection (2) are to be concurrent functions of the CAA and the [^{F2}CMA].
- (2) Those functions are the [^{F3}CMA’s] functions under Part 1 of the Competition Act 1998 (competition) so far as they relate to anything which—
 - (a) is mentioned in subsection (3)(a) to (d), and
 - (b) relates to the provision of airport operation services, other than functions under sections 31D(1) to (6), 38(1) to (6)[^{F4}, 40B(1) to (4)] and 51.
- (3) Those things are—
 - (a) agreements, decisions or concerted practices of the kind mentioned in section 2(1) of that Act,
 - (b) conduct of the kind mentioned in section 18(1) of that Act,
 - (c) agreements, decisions or concerted practices of the kind mentioned in Article 101 of the Treaty on the Functioning of the European Union, or
 - (d) conduct which amounts to abuse of the kind mentioned in Article 102 of that Treaty.
- (4) References to the [^{F5}CMA] in Part 1 of the Competition Act 1998, other than in sections 31D(1) to (6), 38(1) to (6)[^{F4}, 40B(1) to (4)] and 51, are to be read as including a reference to the CAA.

*Status: Point in time view as at 01/04/2014. This version of this provision has been superseded.
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- (5) But subsection (4) applies—
- (a) only so far as it is consequential on subsections (1) and (2), and
 - (b) only if the context does not otherwise require.

Textual Amendments

- F1** Words in s. 62(1) substituted (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. 199\(2\)\(a\)](#) (with art. 3)
- F2** Word in s. 62(1) substituted (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. 199\(2\)\(b\)](#) (with art. 3)
- F3** Word in s. 62(2) substituted (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. 199\(3\)](#) (with art. 3)
- F4** Words in s. 62(2)(4) inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 15 para. 51](#); S.I. 2014/416, art. 2(1)(f) (with Sch.)
- F5** Word in s. 62(4) substituted (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. 199\(4\)](#) (with art. 3)

Commencement Information

- I1** S. 62 in force at 6.4.2013 by S.I. 2013/589, [art. 2\(1\)-\(3\)](#)

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