

SCHEDULES

SCHEDULE 7

MERGERS: INTERIM MEASURES

Interim measures following references under section 22 or 33

- 3 (1) Section 81 (interim orders) is amended as follows.
- (2) In subsection (1) for “Subsections (2) and (3)” substitute “Subsections (2) and (2A)”.
- (3) After subsection (2) insert—
- “(2A) Where the CMA has reasonable grounds for suspecting that pre-emptive action has or may have been taken, it may by order, for the purpose of restoring the position to what it would have been had the action not been taken or otherwise for the purpose of mitigating its effects—
- (a) do anything mentioned in subsection (2)(b) to (d);
- (b) impose such other obligations, prohibitions or restrictions as it considers appropriate for that purpose.”
- (4) After subsection (2A) insert—
- “(2B) A person may, with the consent of the CMA, take action or action of a particular description where the action would otherwise constitute a contravention of an order under this section.”
- (5) Omit subsections (3) and (4).
- (6) In subsection (5), for “Any other order” substitute “An order”.
- (7) Omit subsection (6).