



Subsidy Control Act 2022

2022 CHAPTER 23

PART 4

CMA: REFERRALS AND FUNCTIONS

CHAPTER 1

FUNCTIONS ON REFERRALS OF SUBSIDIES AND SCHEMES

Mandatory and voluntary referrals: contents of CMA report

59 CMA report following mandatory or voluntary referral

- (1) The CMA's report under section 53 or 57 must include an evaluation of the public authority's assessment under section 52(2)(d) or 56(2)(d).
- (2) The evaluation must take into account any effects of the proposed subsidy or scheme on competition or investment within the United Kingdom.
- (3) The report may also include—
 - (a) advice about how the public authority's assessment under section 52(2)(d) or 56(2)(d) might be improved, and
 - (b) advice about how the proposed subsidy or scheme may be modified to ensure compliance with the requirements of Chapters 1 and 2 of Part 2.
- (4) The Secretary of State may by regulations—
 - (a) amend subsection (1), (2) or (3) to make provision about the content of the CMA's report;
 - (b) make provision as to the form of the report.
- (5) Regulations under subsection (4)(a) are subject to the affirmative procedure.
- (6) Regulations under subsection (4)(b) are subject to the negative procedure.

Changes to legislation: *There are currently no known outstanding effects for the Subsidy Control Act 2022, Section 59. (See end of Document for details)*

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Commencement Information

- I1** S. 59 in force at Royal Assent for specified purposes, see **s. 91(1)(b)**
- I2** S. 59 in force at 4.1.2023 in so far as not already in force by S.I. 2022/1359, **reg. 2**

Changes to legislation:

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