



Digital Markets, Competition and Consumers Act 2024

2024 CHAPTER 13

PART 1

DIGITAL MARKETS

CHAPTER 7

ENFORCEMENT AND APPEALS

Further enforcement provisions etc

100 Enforcement of requirements

- (1) If a person fails, without reasonable excuse, to comply with a requirement mentioned in [subsection \(2\)](#) (a “[subsection \(2\)](#) requirement”), the CMA may apply to the court for an order—
 - (a) requiring the person to comply with the [subsection \(2\)](#) requirement within a time specified in the court’s order, or
 - (b) if the [subsection \(2\)](#) requirement related to anything to be done in the management or administration of an undertaking, requiring the undertaking, or any of its officers, members or partners, to do it.
- (2) The requirements are—
 - (a) a requirement imposed by virtue of an enforcement order (see [section 31](#) and [section 32](#));
 - (b) a requirement to comply with a commitment given under [section 36](#) or [56](#);
 - (c) a requirement imposed by virtue of a final offer order (see [section 41\(2\)](#) and [section 42](#));
 - (d) a requirement imposed by virtue of a pro-competition order (see [section 46](#)).

Status: This is the original version (as it was originally enacted).

- (3) An order of the court under [subsection \(1\)](#) may provide for all of the costs of, or incidental to, the application for the order to be borne by—
 - (a) the person that failed to comply with the [subsection \(2\)](#) requirement, or
 - (b) where the person responsible for the failure is an undertaking, any officer of a body corporate that is or is comprised in that undertaking.
- (4) In the application of [subsection \(3\)](#) to Scotland, the reference to “costs” is to be read as a reference to “expenses”.
- (5) In [this section](#), references to an “officer”, “member” or “partner” of an undertaking are to an officer, member or partner of a body corporate or, as the case may be, partnership, that is, or is comprised in, the undertaking.