
STATUTORY INSTRUMENTS

2000 No. 3343

**The Utilities Act 2000 (Commencement No. 4
and Transitional Provisions) Order 2000**

Transitional provisions

11.—(1) In the case of any continuing modification reference made to the Competition Commission under section 24(1) of the Gas Act or section 12(2) of the Electricity Act the Competition Commission shall exercise its functions under sections 24 and 25(3) of the Gas Act or sections 12 and 13(4) of the Electricity Act in respect of the investigation of and report on that reference and the Authority shall exercise its functions in respect of the receipt of any report on that reference (under section 25 of the Gas Act or section 13 of the Electricity Act) and any modification of the conditions of any licence following such a report (where such modification is made pursuant to section 26(5) of the Gas Act or section 14(6) of the Electricity Act) as if, notwithstanding any provisions of the Act, sections 4 and 4A of the Gas Act and section 3 of the Electricity Act had not been replaced.

(2) For the purposes of this article a “continuing modification reference” means one which has been made to the Competition Commission before 20th December 2000 but on which either the Commission has not reported before 20th December 2000 or, the Commission having reported, the Director General of Gas Supply or Director General of Electricity Supply has not before 20th December 2000 concluded the exercise of his functions under section 26 of the Gas Act (in the case of the Director General of Gas Supply) or section 14 of the Electricity Act (in the case of the Director General of Electricity Supply).

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- (1) Section 24 of the Gas Act was amended by the Gas Act 1995, Schedule 3, paragraph 22, by the Competition Act 1998, Schedule 10, paragraph 10 and by S.I. 1999/506, article 20.
- (2) Section 12 of the Electricity Act was amended by the Competition Act 1998, Schedule 10, paragraph 12 and by S.I. 1999/506, article 24.
- (3) Section 25 of the Gas Act was amended by the Gas Act 1995, Schedule 3, paragraph 23, by the Competition Act 1998, Schedule 10, paragraph 10, Schedule 14, Part I and by S.I. 1999/506, article 20.
- (4) Section 13 of the Electricity Act was amended by the Competition Act 1998, Schedule 10, paragraph 12, Schedule 14, Part I and by S.I. 1999/506, article 24.
- (5) Section 26 of the Gas Act was amended by the Gas Act 1995, Schedule 3, paragraph 24 and by S.I. 1999/506, article 20.
- (6) Section 14 of the Electricity Act was amended by S.I. 1999/506, article 24.