
STATUTORY INSTRUMENTS

2005 No. 3347

The Competition Act 1998 (Public Transport Ticketing Schemes Block Exemption) (Amendment) Order 2005

Amendment of the 2001 Order

2.—(1) The Competition Act 1998 (Public Transport Ticketing Schemes Block Exemption) Order 2001 is amended as set out below.

(2) In article 2, for “at the end of the period of five years commencing on 1st March 2001.” substitute “at the end of the period of ten years commencing on 1st March 2001.”.

(3) In article 3, in the definition of “register”, for “means the register maintained by the Director under rule 8 of the Director’s rules set out in the Schedule to the Competition Act 1998 (Director’s rules) Order 2000;” substitute “means the register maintained by the Office of Fair Trading under rule 20 of the Office of Fair Trading’s Rules set out in the Schedule to the Competition Act 1998 (Office of Fair Trading’s Rules) Order 2004;”.

(4) In article 8, for “object or effect or limiting” substitute “object or effect of limiting”.

(5) For article 11, substitute the following—

“**11.** The parties to a public transport ticketing scheme, which provides for members of the public to purchase a multi-operator travelcard, shall not distribute between themselves the revenue received by virtue of the operation of that scheme in a way that provides the parties with an incentive to set their own fares higher than they would have been set in the absence of the multi-operator travelcard, or significantly reduces the incentive for each of the parties to compete for passengers.”.

(6) In article 15 omit paragraph (a).

(7) In article 21, for paragraph (b) substitute—

“(b) where it is not reasonably practicable for the Office of Fair Trading to comply with paragraph (a), the Office of Fair Trading publishing a summary of its decision or proposal in the register and causing a reference to that summary to be published in—

(i) the London, Edinburgh and Belfast Gazettes;

(ii) at least one national daily newspaper; and

(iii) if there is in circulation an appropriate trade journal which is published at intervals not exceeding one month, in such trade journal.”.