
STATUTORY INSTRUMENTS

2011 No. 2749

**The Postal Services (Appeals to the Competition Commission)
(Investigations and Extension of Time Limits) Order 2011**

Extension of time limits

5.—(1) The [F1CMA] may extend the period within which an appeal under section 59 of the Act is to be determined if it considers that a relevant person has failed (whether with or without a reasonable excuse) to comply with any requirement of a notice under section 109 of the 2002 Act as applied to the Act.

(2) In paragraph (1) “relevant person” means—

- (a) the appellant in an appeal under section 59 of the Act;
- (b) any person who (whether alone or as a member of a group) owns or has control of the appellant; or
- (c) any officer, employee or agent of any person mentioned in paragraph (a) or (b).

(3) For the purposes of paragraph (2) a person or group of persons able, directly or indirectly, to control or materially to influence the policy of a body of persons corporate or unincorporate, but without having a controlling interest in that body of persons, may be treated as having control of it.

(4) An extension under paragraph (1) shall come into force when published by [F1CMA].

(5) An extension under paragraph (1) shall continue in force until—

- (a) the relevant person provides the information or documents to the satisfaction of [F1CMA] or (as the case may be) appears as a witness in accordance with the requirements of [F1CMA]; or
- (b) [F1CMA] publishes a decision to cancel the extension.

F1 Word in [art. 5](#) substituted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) \(No. 2\) Order 2014 \(S.I. 2014/549\)](#), [art. 1\(1\)](#), [Sch. 1 para. 45\(5\)](#) (with [art. 3](#))

Commencement Information

II [Art. 5](#) in force at 15.1.2012, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Postal Services (Appeals to the Competition Commission) (Investigations and Extension of Time Limits) Order 2011, Section 5.