

SCHEDULE 3

Amendment of retained direct EU legislation

PART 2

Amendment of retained EU Regulations

Commission Regulation (EU) 1217/2010

7.—(1) Commission Regulation (EU) 1217/2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of research and development agreements is amended as follows.

(2) In Article 1(1), after point (q), insert—

“(ra) “the Chapter 1 prohibition” means the prohibition imposed by section 2(1) of the Competition Act 1998;”.

(3) In Article 2(1)—

(a) for the first subparagraph substitute—

“Subject to the provisions of this Regulation, research and development agreements are exempt from the Chapter 1 prohibition.”;

(b) in the second subparagraph, for “Article 101(1) of the Treaty” substitute “the Chapter 1 prohibition”.

(4) In Article 4(1), for “internal market” substitute “United Kingdom”.

(5) In Article 5, in points (f) and (g), for “internal market” substitute “United Kingdom”;

(6) In Article 6—

(a) in point (a), for “which the parties hold in the internal market” (in both places it occurs) substitute “held by the parties which have effect in the United Kingdom”;

(b) in point (b), for “internal market” substitute “United Kingdom”.

(7) Omit Article 8.

(8) In the words after Article 9, omit the words from “This Regulation shall be binding” to “Member States.”.