

SCHEDULE 4

Saving and transitional provision

PART 7

Enterprise Act 2002 [^{F1}and other merger control legislation]

Textual Amendments

F1 Words in Sch. 4 Pt. 7 heading inserted (31.12.2020 immediately before IP completion day) by [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [42](#)

- 27.—(1) This paragraph applies in a case in which immediately before [^{F1}IP completion day]—
- (a) the Secretary of State has given a notice to the CMA under section 67(2) of the 2002 Act in relation to a European relevant merger situation; [^{F2}and]
 - (b) the matter to which the notice relates has not been finally determined in accordance with article 3 of the 2003 Order; ^{F3}...

^{F3}(c)

(2) The old legitimate interests law continues to have effect on and after [^{F4}IP completion day] in connection with the matter to which the notice relates [^{F5}except that in section 68(2) of the 2002 Act—

- (a) the reference to “EU law” includes a reference to “relevant separation agreement law” within the meaning of section 7C of the European Union (Withdrawal Agreement) Act 2020; and
 - (b) the reference to the EC Merger Regulation has the meaning given by paragraph 18.]
- (3) In this paragraph, “the old legitimate interests law” has the same meaning as in paragraph 25.

Textual Amendments

F1 Words in Sch. 4 para. 27(1) substituted (31.12.2020 immediately before IP completion day) by [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [54\(2\)\(a\)](#)

F2 Word in Sch. 4 para. 27(1)(a) inserted (31.12.2020 immediately before IP completion day) by [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [54\(2\)\(b\)](#)

F3 Sch. 4 para. 27(1)(c) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [54\(2\)\(c\)](#)

F4 Words in Sch. 4 para. 27(2) substituted (31.12.2020 immediately before IP completion day) by [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [54\(3\)\(a\)](#)

F5 Words in Sch. 4 para. 27(2) inserted (31.12.2020 immediately before IP completion day) by [The Competition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1343\)](#), regs. 1(1), [54\(3\)\(b\)](#)

Commencement Information

I1 Sch. 4 para. 27 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see reg. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the The Competition (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 27.