
STATUTORY INSTRUMENTS

2023 No. 501

The Competition Act 1998 (Motor Vehicle Agreements Block Exemption) Order 2023

Obligation to provide information

9.—(1) A party to an agreement in respect of which the benefit of the block exemption is claimed must provide to the CMA⁽¹⁾ such information in connection with the agreement as the CMA may request by notice in writing.

(2) The party must provide the information within—

- (a) the period of ten working days⁽²⁾ starting with the relevant day, or
- (b) if, having had regard to all the circumstances of the case, the CMA has agreed in writing a longer period, the agreed period.

(3) Where the CMA considers that the party has failed to comply with the obligation in this article without reasonable excuse, the CMA may, on the assumption that the block exemption would otherwise apply, cancel the block exemption in respect of the agreement by notice in writing, subject to paragraph 4.

(4) Before cancelling the block exemption in respect of the agreement, the CMA must—

- (a) give notice in writing of its proposal to cancel the block exemption in respect of the agreement, and
- (b) consider any representations made to it.

(5) In this article, “relevant day” means—

- (a) where article 11(a)(i) (notice given directly) applies, the day on which the party receives the notice;
- (b) where article 11(b) (notice given via publication) applies, the day on which the notice is published,

except that, if the day referred to in sub-paragraph (a) or (b) is not a working day, “relevant day” means the next working day after that day.

(1) For the meaning of “the CMA”, see section 59(1) of the Act.

(2) For the meaning of “working day”, see section 59(1) of the Act.