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DRAFT STATUTORY INSTRUMENTS

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**2003 No.**

**The Enterprise Act 2002 (Protection  
of Legitimate Interests) Order 2003**

**Article 9: supplementary**

**10.**—(1) A period extended under paragraph (2) of article 9 may also be extended under paragraph (3) of that article and a period extended under paragraph (3) of that article may also be extended under paragraph (2) of that article.

(2) No more than one extension is possible under article 9(2).

(3) Where a period within which a report under article 8 is prepared and given to the Secretary of State is extended or further extended under article 9(2) or (3), the period as extended or (as the case may be) further extended, shall, subject to paragraphs (4) and (5), be calculated by taking the period being extended and adding to it the period of the extension (whether or not those periods overlap in time).

(4) Paragraph (5) applies where—

- (a) the period within which the report under article 8 is to be prepared and given to the Secretary of State is further extended;
- (b) the further extension and at least one previous extension is made under article 9(3); and
- (c) the same days or fractions of days are included in or comprise the further extension and are included in or comprise at least one such previous extension.

(5) In calculating the period of the further extension, any days or fractions of days of the kind mentioned in paragraph (4)(c) shall be disregarded.

(6) Any Regulations made pursuant to section 52(12) of the Act shall apply for the purposes of article 9(7).