

*Status: Point in time view as at 19/08/2003.*

*Changes to legislation: Courts and Legal Services Act 1990, Cross Heading: Advice of Office of Fair Trading is up to date with all changes known to be in force on or before 04 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### [<sup>F1</sup>SCHEDULE 4

#### AUTHORISED BODIES]

##### Textual Amendments

- F1** Sch. 4 substituted (1.1.2000) by 1999 c. 22, s. 41, **Sch. 5 para. 2** (with Sch. 14 para. 7(2)); S.I. 1999/3344, **art. 2(a)** (subject to art. 4, Sch. 2 of that S.I.)

### <sup>F1</sup>PART II

#### APPROVAL IN CASES OF ALTERED REGULATIONS, RULES OR RIGHTS

##### Textual Amendments

- F1** Sch. 4 substituted (1.1.2000) by 1999 c. 22, s. 41, **Sch. 5 para. 2** (with Sch. 14 para. 7(2)); S.I. 1999/3344, **art. 2(a)** (subject to art. 4, Sch. 2 of that S.I.)

##### Modifications etc. (not altering text)

- C1** Sch. 4 Pt. II extended (27.9.1999) by 1999 c. 22, ss. 105, 108(3), **Sch. 14 Pt. III para. 17(2)** (with Sch. 14 para. 7(2))

### <sup>F1</sup> Advice of [<sup>F2</sup>Office of Fair Trading]

##### Textual Amendments

- F1** Sch. 4 substituted (1.1.2000) by 1999 c. 22, s. 41, **Sch. 5 para. 2** (with Sch. 14 para. 7(2)); S.I. 1999/3344, **art. 2(a)** (subject to art. 4, Sch. 2 of that S.I.)
- F2** Words in the cross-heading before Sch. 4 para. 12 substituted (1.4.2003) by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(c); S.I. 2003/766, **art. 2**, Sch. (with art. 3)

- <sup>F3</sup>12 (1) If the [<sup>F4</sup>Secretary of State] decides (after considering the matter under paragraph 9(4)(b) or 10(5)) to seek the advice of the [<sup>F5</sup>OFT], he shall send to the [<sup>F5</sup>OFT] a copy of—
- (a) the application and accompanying material; and
  - (b) any information provided under paragraph 9(3).
- (2) The [<sup>F5</sup>OFT] shall consider whether granting the application would have, or be likely to have, any significant effect on competition.

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- (3) The applicant shall provide the [F5OFT] with such additional information as [F6it] may reasonably require.
- (4) When the [F5OFT] has completed [F7its] consideration [F7it] shall give such advice to the [F4Secretary of State] as [F7it] thinks fit.
- (5) The [F5OFT] shall publish any advice given by [F8it] under this paragraph.
- (6) The [F5OFT] shall, so far as practicable, exclude from anything published under subparagraph (5) any matter which relates to the affairs of a particular person (other than the applicant) the publication of which would, or might in [F9its] opinion, seriously and prejudicially affect the interests of that person.
- (7) Section 46 shall apply in relation to the investigation of any matter with a view to its consideration under this paragraph as it applies in relation to the investigation of any matter under section 45.

#### Textual Amendments

- F3** Sch. 4 substituted (1.1.2000) by 1999 c.22, s. 41, **Sch. 5 para. 2** (with Sch. 14 para. 7(2)); S.I. 1999/3344, **art. 2(a)** (subject to art. 4, Sch. 2 of that S.I.)
- F4** Words in Schs. 3-6 substituted (19.8.2003) by **The Secretary of State for Constitutional Affairs Order 2003** (S.I. 2003/1887), art. 9, **Sch. 2 para. 8(1)(d)** (with arts. 6, 8)
- F5** Sch. 4: "OFT" substituted (1.4.2003) in each place for "Director" by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(a); S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F6** Word in Sch. 4 para. 12(3) substituted (1.4.2003) by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(c)(i); S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F7** Words in Sch. 4 para. 12(4) substituted (1.4.2003) by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(c)(ii); S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F8** Word in Sch. 4 para. 12(5) substituted (1.4.2003) by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(c)(iii); S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F9** Word in Sch. 4 para. 12(6) substituted (1.4.2003) by 2002 c. 40, ss. 278, 279, Sch. 25 para. 23(10)(c)(iv); S.I. 2003/766, **art. 2**, Sch. (with art. 3)

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