



Enterprise Act 2002

2002 CHAPTER 40

PART 4

[^{F1}MARKET STUDIES AND] MARKET INVESTIGATIONS

CHAPTER 1

[^{F1}MARKET STUDIES AND] MARKET INVESTIGATION REFERENCES

Making of references

133 Contents of references

- (1) A market investigation reference shall, in particular, specify—
 - (a) the enactment under which it is made;
 - (b) the date on which it is made; ^{F1}...
 - (c) [^{F2}in the case of an ordinary reference,] the description of goods or services to which the feature or combination of features concerned relates^{F3}; and
 - (d) in the case of a cross-market reference, the feature or features concerned and the descriptions of goods or services to which it or they relate.]
- (2) A market investigation reference may be framed so as to require the [^{F4}group constituted by the chair of the CMA in respect of the reference] to confine its investigation into the effects of features of markets in the United Kingdom for goods or services of a description specified in the reference to the effects of features of such of those markets as exist in connection with—
 - (a) a supply [^{F5}or, in the case of a cross-market reference, supplies], of a description specified in the reference, of the goods or services concerned; or
 - (b) an acquisition [^{F6}or, in the case of a cross-market reference, acquisitions], of a description specified in the reference, of the goods or services concerned.

Changes to legislation: There are currently no known outstanding effects for the Enterprise Act 2002, Section 133. (See end of Document for details)

- (3) A description of the kind mentioned in subsection (2)(a) or (b) may, in particular, be by reference to—
- (a) the place where the goods or services are supplied or acquired; or
 - (b) the persons by or to whom they are supplied or by or from whom they are acquired.

Textual Amendments

- F1** Word in s. 133(1) omitted (1.4.2014) by virtue of [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 9 para. 2\(2\)\(a\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F2** Words in s. 133(1)(c) inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 9 para. 2\(2\)\(b\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** S. 133(1)(d) and word inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 9 para. 2\(2\)\(c\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** Words in s. 133(2) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 5 para. 165](#) (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** Words in s. 133(2)(a) inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 9 para. 2\(3\)\(a\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F6** Words in s. 133(2)(b) inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 9 para. 2\(3\)\(b\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)

Modifications etc. (not altering text)

- C1** Pt. 4 modified by 2012 c. 7, s. 73(3)(b) (as substituted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 189\(4\)\(c\)](#) (with art. 3))
- C2** Pt. 4 modified by 2000 c. 38, s. 86(4A) (as inserted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 154\(6\)](#) (with art. 3))
- C3** Pt. 4 modified (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 4 para. 57](#); S.I. 2014/416, art. 2(1)(c) (with Sch.)
- C4** Pt. 4 modified by 2012 c. 19, s. 60(3A) (as inserted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 197\(5\)](#) (with art. 3))
- C5** Pt. 4 certain functions made exercisable concurrently (1.4.2014) by [Financial Services \(Banking Reform\) Act 2013 \(c. 33\)](#), s. 59(1)-(5), 148(5); S.I. 2014/823, art.
- C6** Pt. 4 modified by 1991 c. 56, s. 31(4) (as amended (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 84\(5\)\(d\)](#) (with art. 3))
- C7** Pt. 4 modified by 1989 c. 29, s. 43(2B) (as amended (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 65\(4\)\(d\)](#) (with art. 3))
- C8** Pt. 4 modified by 1986 c. 44, s. 36A (as amended (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 50\(4\)\(d\)](#) (with art. 3))
- C9** Pt. 4 modified by 1993 c. 43, s. 67(4)(d) (as amended (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), [Sch. 1 para. 105\(4\)\(d\)](#) (with art. 3))

Changes to legislation:

There are currently no known outstanding effects for the Enterprise Act 2002, Section 133.