

**Changes to legislation:** There are currently no known outstanding effects for the Enterprise and Regulatory Reform Act 2013, Cross Heading: Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40). (See end of Document for details)

## SCHEDULES

### SCHEDULE 6

#### REGULATORY APPEALS ETC: MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 1

##### AMENDMENTS TO ACTS

*Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40)*

- 45 The Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 is amended as follows.

##### Commencement Information

**II** Sch. 6 para. 45 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 46 In section 26 (consideration of applications made under section 25), in subsection (3), for “Director” substitute “ CMA ”.

##### Commencement Information

**I2** Sch. 6 para. 46 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 47 In section 31 (rules of conduct), in subsection (2), for “Director” (in each place where it occurs) substitute “ CMA ”.

##### Commencement Information

**I3** Sch. 6 para. 47 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 48 (1) Section 40 (advisory and supervisory functions of Director) is amended as follows.
- (2) In subsections (1) and (2), for “Director” (in each place where it occurs) substitute “ CMA ”.
- (3) In subsection (3)—
- (a) for “Director has completed his consideration he” substitute “ CMA has completed its consideration it ”, and
- (b) for “as he” substitute “ as it ”.
- (4) In subsection (4), for “The Director may publish any advice given by him” substitute “ The CMA may publish any advice given ”.
- (5) In subsection (5)—

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- (a) for “Director” substitute “ CMA ”, and
- (b) for “Director’s” substitute “CMA’s”.

(6) In the heading, for “Director” substitute “ CMA ”.

**Commencement Information**

**I4** Sch. 6 para. 48 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 49 (1) Section 41 (investigatory powers of Director) is amended as follows.
- (2) In subsection (1)—
- (a) for “Director” substitute “ CMA ”, and
  - (b) in paragraphs (a) and (b), for “him” in each place substitute “ the CMA ”.
- (3) In the heading, for “Director” substitute “ CMA ”.

**Commencement Information**

**I5** Sch. 6 para. 49 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 50 In section 41A (enforcement of notices under section 41), in subsections (1) and (2), for “Office of Fair Trading” (in each place where it occurs) substitute “ CMA ”.

**Commencement Information**

**I6** Sch. 6 para. 50 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 51 In section 44 (interpretation of Part 2)—
- (a) after the definition of “advocate” insert—
 

““the CMA” means the Competition and Markets Authority;”, and
  - (b) omit the definition of “the OFT”.

**Commencement Information**

**I7** Sch. 6 para. 51 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

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