

SCHEDULES

SCHEDULE 8

PRIVATE ACTIONS IN COMPETITION LAW

PART 1

COMPETITION ACT 1998

- 17 (1) Schedule 8 (appeals) is amended in accordance with this paragraph.
- (2) In paragraph 2(1), for “46 or 47” substitute “46, 47 or 49D(3)”.
- (3) After paragraph 3A insert—
- “3B (1) This paragraph applies to an appeal under section 49D(3).
- (2) The Tribunal must determine the appeal on the merits by reference to the grounds of appeal set out in the notice of appeal.
- (3) The Tribunal may—
- (a) approve the amount of costs which is the subject of the appeal, or
- (b) impose a requirement to pay costs of a different amount.
- (4) The Tribunal may also give such directions, or take such other steps, as the CMA could itself have given or taken.
- (5) A requirement imposed by the Tribunal under sub-paragraph (3)(b) has the same effect, and may be enforced in the same manner, as a requirement imposed by the CMA under section 49D.”