

United Kingdom

The Enterprise Act 2002 (Turnover Test) (Amendment) Order 2018 (2018)

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Contents

Citation and commencement
Amendment of the Enterprise Act 2002
Transitional provision

STATUTORY INSTRUMENTS

2018 No. 593

COMPETITION

The Enterprise Act 2002 (Turnover Test) (Amendment) Order 2018

Made 14th May 2018

Laid before Parliament 14th May 2018

Coming into force in accordance with article 1(2)

The Secretary of State makes this Order in exercise of the powers conferred by sections 28(6) and 124(2) of the Enterprise Act 2002.

Citation and commencement

1.—

(1) This Order may be cited as the Enterprise Act 2002 (Turnover Test) (Amendment) Order 2018.

(2) This Order comes into force immediately after the commencement of the Enterprise Act 2002 (Share of Supply Test) (Amendment) Order 2018.

Amendment of the Enterprise Act 2002

2.—

(1) Section 23 of the Enterprise Act 2002 is amended as follows.

(2) In subsection (1)(b), after “exceeds” insert—

“(i) £1 million, if in the course of the enterprises ceasing to be distinct, a person or group of persons has brought a relevant enterprise (see section 23A) under the ownership or control of the person or group; or

(ii) £70 million, in any other case.”.

Transitional provision

3. The amendments made by article 2 apply only in relation to cases where enterprises cease to be distinct after the commencement of this Order.

Richard Harrington

Parliamentary Under Secretary of State for Business and Industry

Department for Business, Energy and Industrial Strategy

14th May 2018

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