

**Changes to legislation:** Gas Act 1986, Cross Heading: Consideration and determination of appeal by group is up to date with all changes known to be in force on or before 16 April 2024. 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) View outstanding changes

## SCHEDULES

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

#### PROCEDURE FOR APPEALS UNDER SECTION 23B

##### Textual Amendments

- F1** Sch. 4A inserted (10.11.2011) by [The Electricity and Gas \(Internal Markets\) Regulations 2011 \(S.I. 2011/2704\)](#), regs. 1(1), 41(8), **Sch. 5** (with reg. 42)

#### *Consideration and determination of appeal by group*

4. <sup>F2</sup>(1) . . . . .
- (2) A group [<sup>F3</sup>constituted by the chair of the CMA under Schedule 4 to the Enterprise and Regulatory Reform Act 2013 for the purpose of carrying out functions of the CMA with respect to an appeal under section 23B] must consist of three members of the [<sup>F4</sup>CMA panel] .
- <sup>F5</sup>(3) . . . . .
- <sup>F5</sup>(4) . . . . .
- <sup>F5</sup>(5) . . . . .
- <sup>F5</sup>(6) . . . . .
- <sup>F5</sup>(7) . . . . .
- (8) A decision of [<sup>F6</sup>the group] is effective if, and only if—
- (a) all the members of the group are present when it is made; and
- (b) at least two members of the group are in favour of the decision.]

##### Textual Amendments

- F2** Sch. 4A para. 4(1) omitted (1.4.2014) by virtue of [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 6 para. 29(5)(a)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** Words in Sch. 4A para. 4(2) inserted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 6 para. 29(5)(b)(i)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** Words in Sch. 4A para. 4(2) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 6 para. 29(5)(b)(ii)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** Sch. 4A para. 4(3)-(7) omitted (1.4.2014) by virtue of [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 6 para. 29(5)(c)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F6** Words in Sch. 4A para. 4(8) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 6 para. 29(5)(d)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(e) and word inserted by [2023 c. 52 s. 185\(3\)](#)
- s. 5(1)(ca) inserted by [2023 c. 52 s. 168\(2\)\(b\)](#)
- s. 5(10A) inserted by [2023 c. 52 s. 168\(2\)\(c\)](#)
- s. 5(11A)(11B) inserted by [2023 c. 52 s. 185\(4\)](#)
- s. 7B(5FA) inserted by [2023 c. 52 s. 185\(13\)](#)
- s. 7AC inserted by [2023 c. 52 s. 185\(6\)](#)
- s. 8AA(11B) inserted by [2023 c. 52 s. 185\(14\)](#)
- s. 15A inserted by [1992 c. 43 s. 17](#)
- s. 23D(2)(d) and word inserted by [2013 c. 32 s. 138\(4\)\(c\)\(iii\)](#)
- s. 27(1ZA)(aa) inserted by S.I. 2019/93, Sch. 1 para. 2(2)(b) (as substituted) by [S.I. 2019/1245 reg. 17](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 28(8A) inserted by [2023 c. 52 Sch. 14 para. 3\(3\)](#)
- s. 41E(6)(d) and word inserted by [2013 c. 32 s. 138\(4\)\(f\)\(ii\)](#)
- Sch. 4B para. 9B and cross-heading inserted by [2023 c. 52 Sch. 14 para. 4](#)