

SCHEDULES

SCHEDULE 13

TRANSITIONAL PROVISIONS AND SAVINGS

PART I

GENERAL

Interpretation

- 1 (1) In this Schedule—
- “RPA” means the Resale Prices Act 1976;
 - “RTPA” means the Restrictive Trade Practices Act 1976;
 - “continuing proceedings” has the meaning given by paragraph 15;
 - “the Court” means the Restrictive Practices Court;
 - “Director” means the Director General of Fair Trading;
 - “document” includes information recorded in any form;
 - “enactment date” means the date on which this Act is passed;
 - “information” includes estimates and forecasts;
 - “interim period” means the period beginning on the enactment date and ending immediately before the starting date;
 - “prescribed” means prescribed by an order made by the Secretary of State;
 - “regulator” means any person mentioned in paragraphs (a) to (g) of paragraph 1 of Schedule 10;
 - “starting date” means the date on which section 2 comes into force;
 - “transitional period” means the transitional period provided for in Chapters III and IV of Part IV of this Schedule.
- (2) Sections 30, 44, 51, 53, 55, 56, 57 and 59(3) and (4) and paragraph 12 of Schedule 9 (“the applied provisions”) apply for the purposes of this Schedule as they apply for the purposes of Part I of this Act.
- (3) Section 2(5) applies for the purposes of any provisions of this Schedule which are concerned with the operation of the Chapter I prohibition as it applies for the purposes of Part I of this Act.
- (4) In relation to any of the matters in respect of which a regulator may exercise powers as a result of paragraph 35(1), the applied provisions are to have effect as if references to the Director included references to the regulator.
- (5) The fact that to a limited extent the Chapter I prohibition does not apply to an agreement, because a transitional period is provided by virtue of this Schedule, does not require those provisions of the agreement in respect of which there is

Status: This is the original version (as it was originally enacted).

a transitional period to be disregarded when considering whether the agreement infringes the prohibition for other reasons.

General power to make transitional provision and savings

- 2 (1) Nothing in this Schedule affects the power of the Secretary of State under section 75 to make transitional provisions or savings.
- (2) An order under that section may modify any provision made by this Schedule.

Advice and information

- 3 (1) The Director may publish advice and information explaining provisions of this Schedule to persons who are likely to be affected by them.
- (2) Any advice or information published by the Director under this paragraph is to be published in such form and manner as he considers appropriate.