



# Competition Act 1998

## 1998 CHAPTER 41

### PART I

#### COMPETITION

#### CHAPTER I

#### AGREEMENTS

#### *Exemptions*

### **5 Cancellation etc. of individual exemptions.**

- (1) If the Director has reasonable grounds for believing that there has been a material change of circumstance since he granted an individual exemption, he may by notice in writing—
  - (a) cancel the exemption;
  - (b) vary or remove any condition or obligation; or
  - (c) impose one or more additional conditions or obligations.
- (2) If the Director has a reasonable suspicion that the information on which he based his decision to grant an individual exemption was incomplete, false or misleading in a material particular, he may by notice in writing take any of the steps mentioned in subsection (1).
- (3) Breach of a condition has the effect of cancelling the exemption.
- (4) Failure to comply with an obligation allows the Director, by notice in writing, to take any of the steps mentioned in subsection (1).
- (5) Any step taken by the Director under subsection (1), (2) or (4) has effect from such time as may be specified in the notice.

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**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](http://legislation.gov.uk) editorial team to Competition Act 1998. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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- (6) If an exemption is cancelled under subsection (2) or (4), the date specified in the notice cancelling it may be earlier than the date on which the notice is given.
- (7) The Director may act under subsection (1), (2) or (4) on his own initiative or on a complaint made by any person.

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 4 5 by 2002 c. 40 Sch. 25 para. 38(3)(4)
- s. 5 ceased to have effect by S.I. 2004/1261 Sch. 1 para. 3

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

- Blanket amendment text amended by S.I. 2011/1043 art. 3 4
- Blanket amendment text amended by S.I. 2011/1043 art. 3 6
- Blanket Amendment words substituted by 2005 c. 4 Sch. 11 para. 5

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

- Pt. 2A inserted by S.I. 2004/1261 Sch. 1 para. 44
- s. 28A inserted by S.I. 2004/1261 Sch. 1 para. 14
- s. 30A by 2002 c. 40 s. 198
- s. 30A text amended by S.I. 2004/1261 Sch. 1 para. 16
- s. 31A-31E inserted by S.I. 2004/1261 Sch. 1 para. 18
- s. 47A by 2002 c. 40 s. 18(1)(2)
- s. 47A(7)(a) text amended by S.I. 2007/1846 reg. 3(2)
- s. 47A(7)(b) text amended by S.I. 2007/1846 Sch.
- s. 47A(7)(c) text amended by S.I. 2007/1846 Sch.
- s. 47A(7)(d) words substituted by 2005 c. 4 Sch. 9 para. 65(3)
- s. 47B by 2002 c. 40 s. 19
- s. 58A and cross-heading by 2002 c. 40 s. 20(1)(2)
- s. 58A(4)(a) text amended by S.I. 2007/1846 Sch.
- s. 58A(4)(b) text amended by S.I. 2007/1846 Sch.
- s. 58A(4)(c) words substituted by 2005 c. 4 Sch. 9 para. 65(4)
- s. 62A inserted by S.I. 2004/1261 Sch. 1 para. 38
- s. 62B inserted by S.I. 2004/1261 Sch. 1 para. 39
- s. 65A 65B inserted by S.I. 2004/1261 Sch. 1 para. 43
- s. 75A inserted by S.I. 2004/1261 Sch. 1 para. 47
- s. 121 modified by S.I. 2003/1397 art. 3(5)
- Sch. 6A inserted by S.I. 2004/1261 Sch. 1 para. 52
- Sch. 7A by 2002 c. 40 s. 187 Sch. 12
- Sch. 7A by 2002 c. 40 s. 187(4)
- Sch. 7A para. 1 amended by S.I. 2003/1592 Sch. 4 para. 15(3)
- Sch. 7A para. 1 text amended by 2003 c. 21 Sch. 17 para. 154
- Sch. 7A para. 1 text amended by 2003 c. 21 Sch. 19(1)
- Sch. 7A para. 1 text amended by S.I. 2005/3172 Sch. para. 3(b)
- Sch. 24 para. 13 excluded by S.I. 2003/1397 art. 3(6)
- Long Title text amended by S.I. 2004/1261 Sch. 1 para. 1

**Commencement Orders yet to be applied to the Competition Act 1998:**

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/708 art. 2 commences (2001 c. 16)
- S.I. 2003/766 art. 2 commences (2002 c. 40)
- S.I. 2003/1397 art. 2 commences (2002 c. 40)
- S.I. 2003/1900 art. 2 commences (2003 c. 21)
- S.I. 2003/2681 art. 2 commences (2003 c. 20)

- S.I. 2003/3142 art. 2-4 commences (2002 c. 11 and 2003 c. 21)
- S.I. 2004/641 art. 2-5 commences (2003 c. 37)
- S.I. 2004/827 art. 2-4 commences (2003 c. 20)
- S.I. 2004/1376 art. 2 3 commences (2001 c. 16)
- S.I. 2004/1866 art. 2 commences (2002 c. 40)
- S.I. 2004/2528 art. 2-3 commences (2003 c. 37)
- S.I. 2004/2575 art. 2 Sch. 1 2 commences (2004 c. 20)
- S.I. 2004/3233 art. 2 commences (2002 c. 40)
- S.I. 2004/3322 art. 2 Sch. 1-3 commences (1989 c. 40 and 2004 c. 27)
- S.I. 2005/968 art. 2 3 commences (2003 c. 37)
- S.I. 2005/2714 art. 2-4 commences (2003 c. 37)
- S.I. 2009/107 art. 2-5 Sch. 1-5 Commencement Order
- S.I. 2009/579 art. 2 commences (2008 c. 26)
- S.I. 2009/1604 art. 2 commences (2005 c. 4)
- S.I. 2011/2329 art. 2 3 commences (2011 c. 5)
- S.R. 2003/203 art. 2 commences (S.I. 2003/419 (N.I.))
- S.R. 2005/514 art. 2 commences (S.I. 2005/1454 (N.I.))
- S.R. 2007/194 art. 2 commences (S.I. 2006/3336 (N.I.))