## **ENTERPRISE ACT 2002**

## **EXPLANATORY NOTES**

## **COMMENTARY ON SECTIONS**

Part 3: Mergers

**Summary and Background** 

**Chapter 2: Public interest cases** 

Power to make references

## Section 43: Intervention notices under section 42

154. This section sets out that the intervention notice must include certain details, including which case it relates to, and which public interest considerations may be relevant. It provides that, where the Secretary of State believes that more than one public interest consideration may be relevant, she has discretion not to mention such of them in the intervention notice as she considers appropriate. The section also provides that an intervention notice will come into force as soon as it is given, and that it will cease to be in force once the role of the Secretary of State in relation to that case is complete (either because she has acted or is prevented from acting by the legislation).