

*These notes refer to the Enterprise Act 2002 (c.40)  
which received Royal Assent on 7 November 2002*

# **ENTERPRISE ACT 2002**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 4: Market Investigations**

##### **Introduction**

##### *Chapter 3: Enforcement*

##### **Enforcement functions of OFT**

##### *Section 163: Further role of OFT in relation to undertakings and orders: Part 4*

366. This section allows the CC (or the Secretary of State) to ask the OFT to negotiate final undertakings on its behalf following a market investigation. The CC retains the final say on whether undertakings should be accepted. The CC may also choose to negotiate directly with the parties.