



Enterprise Act 2002

2002 CHAPTER 40

PART 3

MERGERS

CHAPTER 3

OTHER SPECIAL CASES

Special public interest cases

[^{F1}61A Additional investigation and report by OFCOM: certain media mergers

- (1) Subsection (2) applies where—
 - (a) the Secretary of State has given a special intervention notice in relation to a special merger situation; and
 - (b) the special intervention notice mentions any consideration which, at the time of the giving of the notice, was specified in section 58(2A) to (2C).
- (2) OFCOM shall, within such period as the Secretary of State may require, give a report to the Secretary of State on the effect of the consideration or considerations concerned on the case.
- (3) The report shall contain—
 - (a) advice and recommendations on any consideration which—
 - (i) is mentioned in the special intervention notice concerned and, at the time of the giving of that notice, was specified in section 58(2A) to (2C); and
 - (ii) is or may be relevant to the Secretary of State's decision as to whether to make a reference under section 62; and
 - (b) a summary of any representations about the case which have been received by OFCOM and which relate to any such consideration.

*Changes to legislation: There are currently no known outstanding effects
for the Enterprise Act 2002, Section 61A. (See end of Document for details)*

(4) OFCOM shall carry out such investigations as they consider appropriate for the purposes of producing a report under this section.]

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Textual Amendments

F1 S. 61A inserted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), [ss. 380, 411\(2\)\(3\)](#) (with transitional provisions in [Sch. 18](#)); [S.I. 2003/3142](#), [art. 3\(1\)](#), [Sch. 1](#) (subject to [arts. 3\(3\), 11](#))

Changes to legislation:

There are currently no known outstanding effects for the Enterprise Act 2002, Section 61A.