
STATUTORY INSTRUMENTS

1998 No. 3035

MANUFACTURING UNDERTAKINGS

**The Industry Act 1975 (Prohibition
and Vesting Order) Regulations 1998**

<i>Made</i>	- - - -	<i>5th December 1998</i>
<i>Laid before Parliament</i>		<i>10th December 1998</i>
<i>Coming into force</i>	- -	<i>31st December 1998</i>

The Secretary of State, being designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to matters relating to the avoidance of discrimination in relation to the transfer of control of important manufacturing undertakings to non-residents in exercise of the powers conferred by that section hereby make the following Regulations:

Title, commencement and extent

1.—(1) These Regulations may be cited as the Industry Act 1975 (Prohibition and Vesting Order) Regulations 1998 and shall come into force on 31st December 1998.

(2) These Regulations extend to Northern Ireland.

Amendment to the Industry Act 1975

2. Section 13 of the Industry Act 1975⁽³⁾ (power to make prohibition and vesting orders) is amended by inserting after subsection (6):

“(7) In sections (1)(b) and (2)(c) “interests” means interests which relate to public policy, public security or public health.

(8) In subsection (3) “the national interest” means the national interest in relation to public policy, public security or public health.”.

(1) S.I.1995/262.
(2) 1972 c. 68.
(3) 1975 c. 68.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

5th December 1998

Kim Howells
Parliamentary Under Secretary of State for
Competition and Consumer Affairs,
Department of Trade and Industry

EXPLANATORY NOTE

(This note is not part of the Order)

This Order defines “interests” and “national interest” for the purpose of the powers conferred on the Secretary of State by the Industry Act 1975 in respect of change of control of important manufacturing undertakings in terms of the grounds on which restrictions on the right of establishment of nationals of other Member States of the European Community are permitted under Article 56 of the EC Treaty.