

SCHEDULE 2

Amendment of subordinate legislation

PART 2

Amendment of subordinate legislation made under the Enterprise Act 2002

Enterprise Act 2002 (Anticipated Mergers) Order 2003

- 6.—(1) The Enterprise Act 2002 (Anticipated Mergers) Order 2003⁽¹⁾ is amended as follows.
- (2) In article 2, in the definition of “notice”, for “, 59(2) or 67(2)” substitute “or 59(2)”.

Enterprise Act 2002 (Mergers) (Interim Measures: Financial Penalties) (Determination of Control and Turnover) Order 2014

7.—(1) The Schedule to the Enterprise Act 2002 (Mergers) (Interim Measures: Financial Penalties) (Determination of Control and Turnover) Order 2014⁽²⁾ is amended as follows.

- (2) In paragraph 1(1), in the definition of “financial institution”—
- (a) for “EU” substitute “United Kingdom”;
 - (b) omit the “and” at the end;
- (3) In paragraph 1(1), in the definition of “insurance undertaking”—
- (a) in paragraphs (a) and (b), for “European Economic Area” substitute “United Kingdom”;
 - (b) omit the “or” at the end of paragraph (b); and
 - (c) for paragraph (c) substitute—
 - “(c) a reinsurance undertaking; or
 - (d) a third-country reinsurance undertaking;”.
- (4) In paragraph 1(1), after the definition of “insurance undertaking” insert—
- ““reinsurance undertaking” means an undertaking which—
- (a) has its head office in the United Kingdom;
 - (b) has permission under Part 4A of the Financial Services and Markets Act 2000 to carry on one or more regulated activities;
 - (c) effects or carries out contracts of insurance that are limited to reinsurance contracts; and
 - (d) would require authorisation in accordance with Article 14 of [Directive 2009/138/EC](#) of the European Parliament and of the Council of 25 November 2009 on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II), if the United Kingdom were a Member State; and
- “third-country reinsurance undertaking” means an undertaking which, if its head office were in the United Kingdom—
- (a) would require permission under Part 4A of the Financial Services and Markets Act 2000 to carry out regulated activities relating to reinsurance; and
 - (b) immediately before exit day, would have required authorisation as a reinsurance undertaking in accordance with Article 14 of [Directive 2009/138/EC](#).”.

(1) [S.I. 2003/1595](#), to which there is an amendment not relevant to these Regulations.

(2) [S.I. 2014/533](#), as amended by [S.I. 2015/575](#).

Status: This is the original version (as it was originally made).

Competition Appeal Tribunal Rules 2015

8.—(1) The Competition Appeal Tribunal Rules 2015⁽³⁾ are amended as follows.

- (2) In rule 2, paragraph (1), omit the definition of “TFEU”.
- (3) In rule 50(2), omit “Article 101 or 102 of the TFEU or”.
- (4) Omit rule 59(5)(a)(ii) and the “but” before it.
- (5) Omit rule 109.
- (6) In rule 110(1), omit paragraph (m).

⁽³⁾ S.I. 2015/1648.