

SCHEDULE 3

Aid granted by Act of Parliament

Advisory opinion: aid granted

5.—(1) An advisory opinion in respect of an Act prepared in accordance with paragraph 2(2) or 2(3)(b) must—

- (a) advise whether aid has been granted by Act of Parliament;
- (b) if the CMA advise that it has been, advise whether the aid would be notifiable under Article 108(3) of the TFEU were the aid granted otherwise than by Act of Parliament;
- (c) if the CMA advise that it would be notifiable, advise whether the aid would be likely (if notified in accordance with these Regulations) to be approved by the CMA; and
- (d) give reasons for the conclusions.

(2) In preparing its advisory opinion, the CMA may take account of plans to modify the aid.