



Solicitors (Scotland) Act 1980

1980 CHAPTER 46

PART VI

MISCELLANEOUS AND GENERAL

General

[^{F1}64A Advisory and supervisory functions of the [^{F2}Competition and Markets Authority] .

- (1) Before considering any rule—
 - (a) made under section 25A(4) or (5)^{F3}...
 - ^{F3}(b)the Secretary of State shall send a copy of the proposed rule in question to the [^{F4}CMA] .
- (2) The [^{F4}CMA] shall consider whether the rule in question would have, or would be likely to have, the effect of restricting, distorting or preventing competition to any significant extent.
- (3) When the [^{F5}CMA has completed its consideration, the CMA] shall give such advice to the Secretary of State as [^{F6}it thinks] fit.
- (4) [^{F7}The CMA may publish advice given] under subsection (3).
- (5) The [^{F8}CMA] shall, so far as practicable, exclude from anything published under subsection (4) any matter—
 - (a) which relates to the affairs of a particular person; and
 - (b) the publication of which would, or might in the [^{F9}CMA's] opinion, seriously and prejudicially affect the interests of that person.
- (6) For the purposes of the law of defamation, the publication of any advice or report by the [^{F10}CMA] under this section shall be absolutely privileged.]

Changes to legislation: *Solicitors (Scotland) Act 1980, Section 64A is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Textual Amendments

- F1** Ss. 64A–64D inserted (3.6.1991) by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1990](#) (c. 40, SIF 76:2), [s.43](#); S.I. 1991/1252, art. 3, [Sch.1](#)
- F2** Words in s. 64A heading substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(7\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** S. 64A(1)(b) and word repealed (2.7.2012) by [Legal Services \(Scotland\) Act 2010](#) (asp 16), [ss. 124\(2\)\(b\)](#), 150(2); S.S.I. 2012/152, art. 2, sch.
- F4** Word in s. 64A(1)(2) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(2\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** Words in s. 64A(3) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(3\)\(a\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F6** Words in s. 64A(3) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(3\)\(b\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F7** Words in s. 64A(4) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(4\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F8** Word in s. 64A(5) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(5\)\(a\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F9** Word in s. 64A(5) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(5\)\(b\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F10** Word in s. 64A(6) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013](#) (c. 24), s. 103(3), [Sch. 6 para. 11\(6\)](#); S.I. 2014/416, art. 2(1)(d) (with Sch.)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 12A(2)(ba) inserted by [2010 asp 16 s. 118\(3\)](#)
- s. 32(1)(d) and word inserted by [2010 asp 16 s. 118\(2\)\(a\)\(i\)](#)
- s. 32(2D) inserted by [2010 asp 16 s. 118\(2\)\(a\)\(iv\)](#)
- Sch. 4 para. 1A(b)(iia) inserted by [2010 asp 16 s. 118\(2\)\(b\)](#)