



# Enterprise Act 2002

## 2002 CHAPTER 40

### PART 1

#### [<sup>F1</sup>GENERAL FUNCTIONS OF THE CMA]

##### *General functions of [<sup>F1</sup>the CMA]*

#### **7 Provision of information and advice to Ministers etc.**

(1) The [<sup>F1</sup>CMA] has the function of—

- (a) making proposals, or
- (b) giving other information or advice,

on matters relating to any of its functions to any Minister of the Crown or other public authority (including proposals, information or advice as to any aspect of the law or a proposed change in the law).

[<sup>F2</sup>(1A) The CMA may, in particular, carry out the function under subsection (1)(a) by making a proposal in the form of a recommendation to a Minister of the Crown about the potential effect of a proposal for Westminster legislation on competition within any market or markets in the United Kingdom for goods or services.

(1B) The CMA must publish such a recommendation in such manner as the CMA considers appropriate for bringing the subject matter of the recommendation to the attention of those likely to be affected by it.]

(2) A Minister of the Crown may request the [<sup>F3</sup>CMA] to make proposals or give other information or advice on any matter relating to any of its functions; and the [<sup>F3</sup>CMA] shall, so far as is reasonably practicable and consistent with its other functions, comply with the request.

[<sup>F4</sup>(3) In this section—

“market in the United Kingdom” includes—

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*Changes to legislation: There are currently no known outstanding effects for the Enterprise Act 2002, Section 7. (See end of Document for details)*

- (a) so far as it operates in the United Kingdom or a part of the United Kingdom, any market which operates there and in another country or territory or in a part of another country or territory; and
- (b) any market which operates only in a part of the United Kingdom;

and the reference to a market for goods or services includes a reference to a market for goods and services; and

“Westminster legislation” means—

- (a) an Act of Parliament, or
- (b) subordinate legislation (within the meaning given by section 21 of the Interpretation Act 1978).]

#### Textual Amendments

- F1** Word in s. 7(1) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 5 para. 62\(2\)](#) (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F2** S. 7(1A)(1B) inserted (26.5.2015) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\)](#), [ss. 37\(2\)](#), 164(3)(b)(iii)
- F3** Word in s. 7(2) substituted (1.4.2014) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), [Sch. 5 para. 62\(3\)](#) (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** S. 7(3) inserted (26.5.2015) by [Small Business, Enterprise and Employment Act 2015 \(c. 26\)](#), [ss. 37\(3\)](#), 164(3)(b)(iii)

#### Modifications etc. (not altering text)

- C1** S. 7 excluded (20.9.2021) by [United Kingdom Internal Market Act 2020 \(c. 27\)](#), [ss. 31\(5\)\(b\)](#), 59(3) (with s. 55(2)); S.I. 2021/1062, reg. 2(b)

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**Changes to legislation:**

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