



# Enterprise Act 2002

## 2002 CHAPTER 40

### PART 3

#### MERGERS

### CHAPTER 5

#### SUPPLEMENTARY

#### *Merger notices*

#### 96 Merger notices

- (1) A person authorised to do so by regulations under section 101 may give notice to the [<sup>F1</sup>CMA][<sup>F2</sup>of arrangements or proposed arrangements which might have resulted or might result in the creation of a relevant merger situation].
- (2) Any such notice (in this Part a “merger notice”)—
  - (a) shall be in the prescribed form;
  - [<sup>F3</sup>(aa) shall contain the prescribed information;] and
  - (b) shall state that the existence of the proposal has been made public.
- [<sup>F4</sup>(2A) Where the CMA is satisfied that a merger notice meets the requirements of subsection (2), it shall give notice to that effect to the person who gave the merger notice.]
- <sup>F5</sup>(3) .....
- <sup>F5</sup>(4) .....
- (5) In this section and sections 99(5)(c) and 100(1)(c) “prescribed” means prescribed by the [<sup>F6</sup>CMA] by notice having effect for the time being and published in the London, Edinburgh and Belfast Gazettes.

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*Changes to legislation:* There are currently no known outstanding effects for the Enterprise Act 2002, Section 96. (See end of Document for details)

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- (6) In this Part “notified arrangements” means arrangements of which notice is given under subsection (1) above or arrangements not differing from them in any material respect.

#### Textual Amendments

- F1** Word in s. 96(1) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 132(2)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F2** Words in s. 96(1) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 8 para. 8(2)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F3** S. 96(2)(aa) inserted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 8 para. 8(3)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F4** S. 96(2A) inserted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 8 para. 8(4)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F5** S. 96(3)(4) omitted (1.4.2014) by virtue of Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 8 para. 8(5)**; S.I. 2014/416, art. 2(1)(d) (with Sch.)
- F6** Word in s. 96(5) substituted (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 5 para. 132(3)** (with s. 28); S.I. 2014/416, art. 2(1)(d) (with Sch.)

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

- C1** Pt. 3 modified (1.4.2014) by Enterprise and Regulatory Reform Act 2013 (c. 24), s. 103(3), **Sch. 4 para. 56**; S.I. 2014/416, art. 2(1)(c) (with Sch.)

**Changes to legislation:**

There are currently no known outstanding effects for the Enterprise Act 2002, Section 96.