

## SCHEDULES

### SCHEDULE 14

#### REGULATORS: USE OF POWERS UNDER THE 1998 ACT

*Health and Social Care Act 2012 (c. 7)*

- 22 In section 106 (enforcement undertakings), after subsection (3) insert—
- “(3A) Before accepting an enforcement undertaking from a person mentioned in subsection (1)(b), Monitor must consider whether it would be more appropriate to proceed under the Competition Act 1998.
  - (3B) Monitor must not accept an enforcement undertaking from such a person if it considers that it would be more appropriate to proceed under the Competition Act 1998.”