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**Changes to legislation:** There are currently no known outstanding effects for the Enterprise and Regulatory Reform Act 2013, Cross Heading: Membership of CMA groups. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 4

#### THE COMPETITION AND MARKETS AUTHORITY

#### PART 3

#### THE CMA PANEL

##### *Membership of CMA groups*

- 37 (1) The members of a CMA group are to be selected by the chair.
- (2) In selecting the members of a CMA group, the chair must comply with any requirements imposed by or under any enactment.
- (3) Subject to that, paragraph 38 has effect for the purposes of the membership of a CMA group.

##### **Commencement Information**

**II** Sch. 4 para. 37 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(c) (with Sch.)

- 38 (1) Each CMA group is to consist of at least three members of the CMA panel.
- (2) Subject to sub-paragraphs (3) to (6), those members are to be such persons as the chair may select.
- (3) In the case of a newspaper merger reference group—
- (a) the group must include at least one newspaper panel member;
- (b) the members of the group (if any) who are not newspaper panel members must be reporting panel members.
- (4) In the case of a specialist communications reference group, the group must include at least one, but not more than three, of the specialist communications panel members.
- (5) In the case of a specialist utility group, the group must include at least one of the specialist utility panel members.
- [<sup>F1</sup>(5A) In the case of a specialist payment systems group, the group must include at least one payment systems member. ]
- (6) A newspaper panel member is not to be selected as a member of a CMA group that is not a newspaper merger reference group.
- (7) The chair may at any time appoint a reporting panel member to be an additional member of a CMA group.

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- (8) The chair must appoint one of the members of a CMA group to chair the group (the “group chair”).

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**Textual Amendments**

- F1** Sch. 4 para. 38(5A) inserted (1.3.2014) by [Financial Services \(Banking Reform\) Act 2013 \(c. 33\)](#), s. 148(5), [Sch. 5 para. 2\(3\)](#); S.I. 2014/377, art. 2(1)(a), Sch. Pt. 1

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**Commencement Information**

- I2** Sch. 4 para. 38 in force at 1.4.2014 by S.I. 2014/416, [art. 2\(1\)\(c\)](#) (with Sch.)

- 39 The validity of anything done by a CMA group is not affected by—
- (a) a vacancy;
  - (b) a defective appointment.

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**Commencement Information**

- I3** Sch. 4 para. 39 in force at 1.4.2014 by S.I. 2014/416, [art. 2\(1\)\(c\)](#) (with Sch.)

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