

Changes to legislation: There are currently no known outstanding effects for the Enterprise and Regulatory Reform Act 2013, Cross Heading: Water Services etc (Scotland) Act 2005 (Consequential Provisions and Modifications) Order 2005 (SI 2005/3172). (See end of Document for details)

SCHEDULES

SCHEDULE 6

REGULATORY APPEALS ETC: MINOR AND CONSEQUENTIAL AMENDMENTS

PART 2

AMENDMENTS TO OTHER ENACTMENTS

Water Services etc (Scotland) Act 2005 (Consequential Provisions and Modifications) Order 2005 (SI 2005/3172)

171 The Water Services etc (Scotland) Act 2005 (Consequential Provisions and Modifications) Order 2005 is amended as follows.

Commencement Information

I1 Sch. 6 para. 171 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

172 In article 2 (interpretation), in paragraph (1), for the definition of “the Commission” substitute—

““the CMA” means the Competition and Markets Authority;”.

Commencement Information

I2 Sch. 6 para. 172 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

173 (1) Article 3 (references) is amended as follows.

(2) In paragraphs (1), (5) to (9), and (11) and (12), for “Commission” substitute “CMA”.

(3) After paragraph (12) insert—

“(13) The functions of the CMA with respect to a reference under this article are to be carried out on behalf of the CMA by a group constituted for the purpose by the chair of the CMA under Schedule 4 to the Enterprise and Regulatory Reform Act 2013 (including functions relating to the making of modifications following a report on a reference, and functions under sections 109 to 115 of the Enterprise Act 2002, as applied by articles 5 and 10).”

(4) In the heading, for “Commission” substitute “CMA”.

Commencement Information

I3 Sch. 6 para. 173 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

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- 174 In article 4 (references: time limits), in paragraphs (2) and (3), for “Commission” (in each place where it occurs) substitute “CMA”.

Commencement Information

I4 Sch. 6 para. 174 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 175 In article 5 (references: powers of investigation), in paragraph (4)(a), for paragraph (i) substitute—
 “(i) the words “, OFCOM or the Secretary of State” were omitted;”.

Commencement Information

I5 Sch. 6 para. 175 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 176 (1) Article 6 (consultation on proposals) is amended as follows.
 (2) In paragraphs (1) to (3), for “Commission” (in each place where it occurs) substitute “CMA”.
 (3) In the heading, for “Commission” substitute “CMA”.

Commencement Information

I6 Sch. 6 para. 176 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 177 (1) Article 7 (reports on references) is amended as follows.
 (2) In paragraphs (1) to (5), for “Commission” (in each place where it occurs) substitute “CMA”.
 (3) In paragraph (6)—
 (a) for “Commission” substitute “CMA”, and
 (b) for the words from “constituted,” to the end substitute “constituted by the chair of the CMA for the purpose of carrying out the functions of the CMA with respect to the reference”.
 (4) In paragraphs (7) and (8), for “Commission” (in each place where it occurs) substitute “CMA”.
 (5) In paragraph (10), for “Commission's” substitute “CMA's”.
 (6) In paragraph (12), for “Commission” substitute “CMA”.

Commencement Information

I7 Sch. 6 para. 177 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 178 (1) Article 8 (modifications following report) is amended as follows.
 (2) In paragraph (1), for “Commission” substitute “CMA”.
 (3) In paragraph (2)—

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- (a) for “Commission” substitute “ CMA ”, and
 - (b) for “Commission's” substitute “CMA's”.
- (4) In paragraph (3), for “Commission's” substitute “CMA's”.
- (5) In paragraph (6), for “Commission” substitute “ CMA ”.

Commencement Information

I8 Sch. 6 para. 178 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 179 (1) Article 9 (power of veto following report) is amended as follows.
- (2) In paragraphs (1) to (3), for “Commission” (in each place where it occurs) substitute “ CMA ”.
- (3) In paragraph (4)—
- (a) for “Commission” (in each place where it occurs) substitute “ CMA ”, and
 - (b) for “Commission's” (in each place where it occurs) substitute “CMA's”.
- (4) In paragraphs (5) to (8), for “Commission” (in each place where it occurs) substitute “ CMA ”.
- (5) In the heading, for “Commission's” substitute “CMA's”.

Commencement Information

I9 Sch. 6 para. 179 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

- 180 (1) Article 10 (article 9: supplementary) is amended as follows.
- (2) In paragraphs (2), (3) and (5), for “Commission” (in each place where it occurs) substitute “ CMA ”.
- (3) In paragraph (6)(a), for paragraph (i) substitute—
- “(i) the words “, OFCOM or the Secretary of State” were omitted;”.

Commencement Information

I10 Sch. 6 para. 180 in force at 1.4.2014 by S.I. 2014/416, art. 2(1)(d) (with Sch.)

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