
 STATUTORY INSTRUMENTS

1980 No. 981

COMPETITION

The Competition (Exclusion of Bus Operators) Order 1980

Made - - - - 14th July 1980
Laid before Parliament 21st July 1980
Coming into Operation 12th August 1980

The Secretary of State, in exercise of the powers conferred on him by section 11(4) of the Competition Act 1980(a), and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Competition (Exclusion of Bus Operators) Order 1980 and shall come into operation on 12th August 1980.

2.—(1) There is hereby excluded from section 11(3)(b) of the said Act any person whose annual turnover from the provision of bus services (as defined by paragraph (2) below) is less than £1 million:

Provided that this Article shall not apply in the case of any person if the aggregate of the said annual turnover of that person and of any other person or persons associated with him (within the meaning of section 2 of the said Act) is £1 million or more.

(2) For the purposes of paragraph 1 above, a person's annual turnover from the provision of bus services is—

- (a) where the person is not a local authority within the meaning of section 2(8) of the said Act, the total of the amounts received by him during the period specified in paragraph (3) below—
 - (i) in respect of the carriage of passengers by him in the course of the provision of bus services, and
 - (ii) from any such local authority in respect of the provision of bus services by him; and
- (b) where the person is such a local authority, the greater of—
 - (i) the total referred to in sub-paragraph (a) above, and
 - (ii) the cost to it of providing bus services during the said period.

(3) The period referred to in paragraph (2) above is the twelve months ending on the last day of the period in respect of which returns have most recently been made by the person in question under section 157 of the Road Traffic Act 1960(b).

14th July 1980.

Sally Oppenheim,
 Minister of State,
 Department of Trade.

(a) 1980 c. 21.

(b) 1960 c. 16.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order excludes from section 11(3)(b) of the Competition Act 1980 (which relates to the persons about whose affairs certain questions may be referred to the Monopolies and Mergers Commission) any person providing a bus service whose annual turnover from fares and subsidies is less than £1 million, unless he is associated with other persons providing bus services and their total annual turnover is £1 million or more.