

SCHEDULE 1

Amendments to the Competition Act 1998

22.—(1) Section 36 (penalty for infringing Chapter I or Chapter II prohibition) is amended as follows.

(2) In subsection (1), after the words “the Chapter I prohibition” there is inserted “ or that it has infringed the prohibition in Article 81(1) ”.

(3) In subsection (2), after the words “the Chapter II prohibition” there is inserted “ or that it has infringed the prohibition in Article 82 ”.

(4) In subsection (4), after the words “Subsection (1) is subject to section 39 and does not apply” there is inserted “ in relation to a decision that an agreement has infringed the Chapter I prohibition ”.

(5) In subsection (5), after the words “Subsection (2) is subject to section 40 and does not apply” there is inserted “ in relation to a decision that conduct has infringed the Chapter II prohibition ”.

(6) In the sidenote, for the words “Penalty for infringing the Chapter I or Chapter II prohibition” there is substituted “ Penalties ”.

Changes to legislation:

There are currently no known outstanding effects for the The Competition Act 1998 and Other Enactments (Amendment) Regulations 2004, Paragraph 22.