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STATUTORY INSTRUMENTS

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**2020 No. 369**

**The Competition Act 1998 (Groceries)  
(Coronavirus) (Public Policy Exclusion) Order 2020**

**Exclusion from the Chapter I prohibition in relation to logistics service providers**

**6.—(1)** The prohibition contained in Chapter I of the Competition Act 1998 does not apply to an agreement which—

- (a) is between two or more logistics service providers;
- (b) relates to a qualifying activity listed in article 4;
- (c) is notified to the Secretary of State in accordance with article 8(1); and
- (d) meets the conditions set out in paragraph (2).

(2) The conditions referred to in paragraph (1)(d) are—

- (a) the purpose of the agreement is to prevent or mitigate disruption to the supply of groceries to consumers in any part of the United Kingdom caused by a reason relating to coronavirus; and
- (b) the agreement does not have as its object or effect the prevention, restriction or distortion of competition within the United Kingdom except in relation to qualifying activities set out in article 4 in a market for the provision of groceries to consumers in any part of the United Kingdom affected by a disruption caused by a reason relating to coronavirus.

(3) The prohibition contained in Chapter I of the Competition Act 1998 is to be deemed never to have applied to an agreement of the kind referred to in paragraph (1) which was made in the period beginning on 1st March 2020 and ending the day before the day on which this Order comes into force.