
STATUTORY INSTRUMENTS

2020 No. 481

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

Interpretation

2. In this Order—

“consumer” means an individual who is, or seeks to be, supplied with dairy produce by a retailer;

“coronavirus” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2);

“customer” means a person to whom a dairy produce supplier sells milk or other milk products;

“dairy produce” means milk and other milk products;

“the dairy produce demand disruption period” means the period commencing on 1st April 2020 and ending on whichever is the earlier of—

- (a) the date specified in a notice published by the Secretary of State in accordance with article 7(2) as the date on which the dairy produce demand disruption period is to end; or
- (b) the expiry of this Order in accordance with article 10;

“dairy produce supplier” means—

- (a) a farmer who produces and sells milk;
- (b) a person operating an establishment which either processes milk or manufactures other milk products or both; and
- (c) any other person or group of persons who buy and sell milk or other milk products at any point in the chain of supply for dairy produce between a farmer and consumer;

“farmer” means a person who (alone or in partnership) carries on the trade of farming;

“logistics service provider” means any person carrying on (or actively seeking to carry on) a business providing a service to a dairy produce supplier in relation to delivery or storage of dairy produce or the maintenance of equipment used to process milk or manufacture other milk products;

“milk” means the product of milking one or more cows;

“other milk products” means any milk products other than milk, and includes skimmed and semi-skimmed milk, cream, butter, yoghurt and cheese;

“qualifying activities” has the meaning given in article 3 for dairy produce suppliers and has the meaning given in article 4 for logistics service providers;

“retailer” means any person carrying on (or actively seeking to carry on) a business in the supply of dairy produce to consumers;

“surplus milk” means milk produced which is excess to customer demand.