STATUTORY INSTRUMENTS

1984 No. 1919

COMPETITION

The Anti-Competitive Practices (Exclusions) (Amendment) Order 1984

Approved by Parliament

Made - - - - -	10*th December* 1984
Laid before Parliament	10*th December* 1984
Coming into Operation	1*st January* 1985

The Secretary of State, in exercise of the powers conferred on him by section 2(3) 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 Anti-Competitive Practices (Exclusions) (Amendment) Order 1984 and shall come into operation on 1st January 1985.

2. Paragraph 4 of Schedule 1 to the Anti-Competitive Practices (Exclusions) Order 1980**(b)** (which describes certain courses of conduct relating to international carriage by air which are excluded from constituting anti-competitive practices) is amended—

(*a*) by the addition, in subparagraphs (1) and (2), after the words "international carriage by air" of the words "otherwise than on a charter flight"; and

(*b*) by the substitution for subparagraph (3) of the following subparagraph—

"(3) In this paragraph, "air transport undertaking" has the same meaning as in the Air Navigation Order 1980**(c)** and "charter flight" means a flight on which the whole capacity of the aircraft is available for purchase by one or more charterers for his or their own use or for resale.".

Alexander Fletcher,
Parliamentary Under-Secretary of State for Corporate and Consumer Affairs,
Department of Trade and Industry.

10th December 1984.

(a) 1980 c. 21. **(b)** S.I. 1980/979. **(c)** S.I. 1980/1965.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order amends the exclusion in the Anti-Competitive Practices (Exclusions) Order 1980 for certain courses of conduct relating to international carriage by air. The effect of the amendment is to end the exclusion for international charter flights. Courses of conduct relating to such flights become capable of constituting anti-competitive practices under the Competition Act 1980. They accordingly become subject to investigation and control under that Act.

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