STATUTORY INSTRUMENTS

1980 No. 980

COMPETITION

The Competition (Notices) Regulations 1980

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

The Secretary of State, in exercise of the powers conferred on him by section 3(3) and section 4(9) of the Competition Act 1980(**a**) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Competition (Notices) Regulations 1980 and shall come into operation on 12th August 1980.

(2) In these Regulations—

"the Act" means the Competition Act 1980; and

"the relevant Minister" has the meaning set out in section 15(5) of the Act.

Manner of giving notices

2.—(1) A notice to be given under section 3(2), section 4 or section 9(5)(*b*) of the Act shall be given to the person in question—

(*a*) by delivering it to him or by leaving it at his proper address or by sending it to him by post at that address; or

(*b*) if the person is a body corporate, by giving it in accordance with the preceding subparagraph to a director or the secretary, clerk or other similar officer of the body; or

(*c*) if the person is an unincorporated body, by giving it as aforesaid to the secretary, manager or other similar officer of the body or, in the case of a partnership, a partner.

(2) For the purposes of paragraph (1) above and of section 7 of the Interpretation Act 1978(**b**) (references to service by post) in its application to this regulation, the proper address of any person to whom notice is to be given is his last known address, except that—

(*a*) in the case of the Secretary of State or the relevant Minister, it is his principal office;

(**a**) 1980 c. 21.

(**b**) 1978 c. 30.

(*b*) in the case of a body corporate or a director or the secretary, clerk or other similar officer of the body, it is the address of the registered or principal office of the body in the United Kingdom;

(*c*) in the case of an unincorporated body or the secretary, manager or other similar officer of the body or a partner, it is the principal office of the body or partnership in the United Kingdom; and

(*d*) in the case of a person who has no address within the United Kingdom which is his proper address within the meaning of the preceding provision of this paragraph, it is the address in the United Kingdom of his agent (if any), being the address which would be the proper address of the agent if he were a person to whom notice was to be given under section 3(2), 4 or 9(5)(*b*) of the Act.

(3) If the person to whom any such notice is to be given has specified in writing to the Director an address within the United Kingdom, other than his proper address within the meaning of paragraph (2) above, as the one at which he or someone on his behalf will accept notices under the Act, that address shall also be treated for the purposes mentioned in paragraph (2) above as his proper address.

Evidence as to notices

3.—(1) Every document purporting to be a notice as aforesaid given by the Director and to be signed by him or on his behalf shall be received in evidence and shall, until the contrary be proved, be deemed to be a notice given by the Director.

(2) Prima facie evidence of a notice given by the Director may be given by the production of a document purporting to be certified to be a true copy of the notice.

Sally Oppenheim,
Minister of State,
Department of Trade.

14th July 1980.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe the manner in which certain notices are to be given under the Competition Act 1980 and the method of proving these notices.