

Digital Markets, Competition and Consumers Bill

AMENDMENTS
TO BE MOVED
IN GRAND COMMITTEE

[Supplementary to the Marshalled List]

Amendment
No.

Clause 15

LORD TYRIE

- 12A★** Clause 15, page 8, line 16, after “include” insert “, unless there are compelling reasons to the contrary, all information collected as part of their initial and further SMS investigations, including but not limited to,”

LORD TYRIE

- 12B★** Clause 15, page, 8, line 29, at end insert—
- “(2A) The Secretary of State must by regulations made by statutory instrument specify “compelling” reasons under subsection (2).
- (2B) A statutory instrument containing regulations under subsection (2A) is subject to the affirmative procedure.”

After Clause 15

LORD TYRIE

- 13A★** After Clause 15, insert the following new Clause—
- “Independent case reviewer – information supplied by the CMA in SMS decision notices**
- (1) After designating an undertaking as an SMS under section 15 (notice requirements: decisions to designate), the CMA must appoint an independent case reviewer to be assigned to the designated undertaking.
- (2) The independent case reviewer under subsection (1) is required to review whether the CMA has complied with its duty under section 15(2) to supply the designated undertaking with all the information required under an SMS decision notice.

- (3) With all reasonable expedition but no later than three months after the date on which the designation notice is issued, the case reviewer is required to report their findings under subsection (2) to the CMA and the designated undertaking.”

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19 January 2024
