
Lords Message: Tuesday 21 May 2024

Digital Markets, Competition and Consumers Bill

(Motions relating to Lords Amendments)

This document should be read alongside the amendments the Lords have made to this Bill and the Speaker's provisional selection and grouping.

This paper sets out motions to agree, disagree, amend or replace amendments made by the Lords.

The motions are arranged in the order in which it is expected they will be decided.

★ New Amendments.

New Amendments: 104B (a) and (b)

Lords Amendment 104B

Secretary Kemi Badenoch

To move, That this House disagrees with the Lords in their Amendment and proposes the following Amendments to the Bill in lieu of the Lords Amendment 104B:—

(a)

After Clause 214, insert the following new Clause—

“Enforcement of requirements relating to secondary ticketing

- (1) CRA 2015 is amended as set out in subsections (2) to (4).
- (2) In section 93 (enforcement of secondary ticketing provisions in Chapter 5 of Part 3)—
 - (a) after subsection (2) insert—

“(2A) The Competition and Markets Authority may also enforce the provisions of this Chapter.”;
 - (b) in subsection (3) for “and (2)” substitute “, (2) and (2A)”.

- (3) In paragraph 11 of Schedule 5 (investigatory powers etc: enforcer's legislation), in the table, at the appropriate place insert—

“The Competition and Markets Authority The Breaching of Limits on Ticket Sales Regulations 2018 (S.I. 2018/735)”.

- (4) In paragraph 6 of Schedule 10 (procedure for and appeals against financial penalties imposed under section 93: recovery)—

- (a) in sub-paragraph (2) for “local weights and measures” substitute “enforcement”;
- (b) in sub-paragraph (4) for “the Department of Enterprise, Trade and Investment” substitute “the enforcement authority which imposed the financial penalty”;
- (c) in sub-paragraph (5)(a) after “Investment” insert “or by the Competition and Markets Authority”;
- (d) after sub-paragraph (7) insert—

“(7A) The Competition and Markets Authority may use the proceeds of a financial penalty for the purposes of any of its functions (whether or not the function is expressed to be a function of the Authority).”

- (5) In the Breaching of Limits on Ticket Sales Regulations 2018 (S.I. 2018/735), in regulation 5 (offences: prosecution and penalties), after paragraph (2) insert—

“(3) The Competition and Markets Authority may enforce these Regulations.””

(b)

Page 318, line 17, at end insert—

“Breaching of Limits on Ticket Sales Regulations 2018 (1) The CMA”
(S.I. 2018/735)