# Department for Business Innovation & Skills

#### **ENTERPRISE AND REGULATORY REFORM ACT 2013**

## **COMMENCEMENT Provisions within the Act**

### **Indicative Timetable**

19 November 2013

## Table 1 (date order)

Royal Assent (25 April 2013)		
Section 10	Acas prohibition on disclosure	
Section 24	Transitional	
Section 28	Transitional provision: consultation	
Section 52	Concurrency: remove concurrent competition functions – see table 2 or 4	
Section 53	Concurrency: order under s.52 – see table 2 or 4	
Section 59	Sunset and review – see table 2 or 4	
Sections 75-78 and Schedule 22	Copyright – see table 2 or 4	
Sections 92-95	Insolvency protection essential supplies – see table 2	
Section 96	Royal Charters: requirements for Parliamentary approval	
Section 98	Equality Act 2010: Equal Pay Audits – see table 2 or 4	
Section 99	Consequential amendments etc.	
Section 100	Transitional, transitory etc.	
Section 101	Financial	
Section 102	Extent	
Section 103	Commencement	
Section 104	Short title	
<ul> <li>Commencement of all other powers (or amendments to powers) in the Act – see table 2 or 4 for timetable for dates when these powers are intended to be exercised or secondary legislation made under the provision.</li> </ul>		
Royal A	Assent +2 months (25 June 2015)	
Section 1	UK Green Investment Bank: Green purpose	
Section 2 (remainder)	UK Green Investment Bank: Designation	
Section 3 (remainder)	UK Green Investment Bank: Alteration of the objects	
Section 4	UK Green Investment Bank: Financial assistance	
Section 5	UK Green Investment Bank: Accounts and reports	

Section 6	UK Green Investment Bank: Docs to be laid before parliament
Section 12	Employment: Tribunal cases - composition of EAT
Section 13	Employment: Unfair dismissal - no qualifying period of employment
Section 15	Employment: Unfair dismissal - compensatory award limitation – see table 2 or 4
Section 17	Employment: Disclosures - public interest
Section 18	Employment: Powers to reduce compensation (good faith)
Section 20	Employment: Worker definition
Section 21	Employment: Tribunal procedure
Section 22	Employment: Timing and rounding
Section 62	Heritage: Osborne estate
Schedule 17 (paras 7 and 8); section 63 (so far as it relates to them)	Heritage: Heritage planning regulation
Section 64	Equality Acts 2010: Commission for Equality and Human Rights
Section 73 so far as it relates to Schedule 21, Part 1	Unnecessary regulation: Notification of TV sales etc
Section 73 so far as it relates to Schedule 21, Part 2	Unnecessary regulation: Water undertakers: in-area ban
Section 97	Equality Act 2010: caste as an aspect of race – see table 2 or 4
25 June 2013 (by commencement order)	
Section 19	Employment: Workers subject to detriment by co- worker
Schedule 17 (paras 9 and 20); section 63 (so far as it relates to them)	Heritage: Conservation area consent; and consequential amends
Section 72 and Schedule 20 (partially)	Abolition of the Agricultural Wages Board in respect of England

29 July (by commencement order)		
Section 14	Employment: Unfair dismissal - termination of employment	
Section 15(10)	Employment: Unfair dismissal - compensatory award limitation	
Section 23	Employment: Compromise agreements	
1 October 2013 (by commencement order)		
Section 25 (except subsection (3)) + Schedule 4	The Competition & Markets Authority (CMA)	
Schedule 17 (paras 1-6, 12 and 13); section 63 (so far as it relates to them)	Heritage: Conservation area consent; and consequential amends	
Section 65	Equality Act 2010: third party harassment	
Section 67	Primary Authority	
Section 68	Inspection plans	
Section 69	Civil liability for breach of health and safety duties	
Section 70	Estate agency work	
Section 72(4) and Schedule 20 (partially)	Abolition of the agricultural minimum wage and introduction of the National Minimum Wage in the agricultural sector. Applications to Agricultural Dwelling-House Advisory Committees in England can no longer be made.	
Section 73 in so far as it relates to Schedule 21, Part 3	Unnecessary regulation: Early discharge from bankruptcy	
Section 79-81	Payments to directors of quoted companies	
Section 90(7)	Supply of customer data: enforcement	
December 2013 (by commencement order)		
Section 72 and Schedule 20 (remaining provisions)	Abolition of the Agricultural Wages Committees and Agricultural Dwelling-House Advisory Committees in England.	
1 April 2014 (by commencement order)		
Section 25(3)	Competition & Markets Authority (CMA): duty to promote competition	
Section 26	CMA: Abolition of the CC and OFT	

Section 27	CMA: Transfer scheme
Schedule 5	CMA: Amendments related to Part 3
Schedule 6	CMA: Regulatory appeals etc. minor and
	consequential amendments
Section 29	Mergers: Investigation powers
Section 30 + Schedule 7	Mergers: Interim measures: Pre-emptive action
Section 31	Mergers: Interim measures: Financial penalties
Section 32 + Schedule 8	Mergers: Time-limits etc.
Section 33	Markets: Power of CMA: cross market references
Section 34	Markets: Ministerial power: cross market references
Schedule 9	Markets: Cross-market references
Section 35 + Schedule 10	Markets: Public interest interventions
Section 36 + Schedule 11	Markets: Investigation powers
Section 37	Markets: Interim measures: Pre-emptive action
Section 38 + Schedule 12	Markets: Consultation and time-limits
Section 39	Anti-trust: Power to ask questions
Section 40	Anti-trust: Civil enforcement of investigation
Section 41 + Schedule 13	Anti-trust: Extension of powers: CAT
Section 42	Anti-trust: Part 1 of the 1998 Act
Section 43	Anti-trust: Threshold: interim measures
Section 44	Anti-trust: Penalties: guidance etc.
Section 45	Anti-trust: Impose time limits on investigations etc. – see table 2 or 4
Section 46	Anti-trust: Review of operation of Part 1 of 1998 Act
Section 47	Cartel offence
Section 48	Cartel: Extension: CAT
Section 49	Mergers and markets - enforcement orders: monitoring and determination of disputes
Section 50	Mergers and markets - enforcement orders - information
Section 51 + Schedule 14 (except paras 20 to 22)	Concurrency: Powers of sectoral regulators
Section 54	Recovery of CMA's cost in respect of price control references
Section 55	Disclosure etc. of information: offences

Section 56	Review of certain provisions of Chapters 1 and 2	
Section 57 + Schedule 15	Minor and consequential amendments	
Section 58	Interpretation	
6 April 2014 (by commencement order)		
Section 7 + Schedule 1	Employment: Conciliation - proceedings	
Section 8 + Schedule 2	Employment: Conciliation - limitation periods	
Section 9	Employment: Conciliation - power to define "relevant proceedings"	
Section 16 + Schedule 3	Employment: Financial penalties	
Section 60	Heritage: Listed building consent: HPA; and national and local orders	
Schedule 16	Heritage: Local listed building consent orders: procedure	
Section 61	Heritage: Certificates of lawfulness	
Section 63 + Schedule 17 (remainder)	Heritage: Heritage planning regulation	
Section 66	Equality Act 2010: obtaining information	
Section 85(5)	Redress schemes: payment for enforcement	
2015/16		
Section 71 + Schedules 18 and 19	Bankruptcy applications: determination by adjudicators – see table 2 or 4	
Date of con	nmencement to be determined	
Section 11 – new subsection (6D)(a)	Employment: tribunal cases – decisions: No current plans to use	
Section 72 and Schedule 20 (partially)	Abolition of the Agricultural Wages Board in respect of Wales	
Section 74 (repeal of s 52 CDPA)	The timing of the repeal of section 52 will be determined after consultation with stakeholders, with a Call for Evidence to be issued by Autumn 2013.	
Schedule 14 (paras 20 to 22)	Concurrency: Powers of sectoral regulators – as announced in Parliament there will be further consideration before commencing these provisions in respect of Monitor given the special	

circumstances of the health sector