

**Consent under section 72(3C) of the Enterprise Act 2002 to certain actions for the purposes of the Initial Enforcement Order made by the Competition and Markets Authority ('CMA') on 1 March 2018**

**Completed acquisition by Flogas Consumer Limited of the LPG supply business of Countrywide Farmers plc**

We refer to your email dated 19 March 2018 requesting that the CMA consent to derogations to the Initial Enforcement Order of 1 March 2018 (the 'Initial Order'). The terms defined in the Initial Order have the same meaning in this letter.

Under the Initial Order, save for written consent by the CMA, DCC, Topco and Flogas are required to hold separate the Countrywide business from the DCC, Topco and Flogas businesses and refrain from taking any action which might prejudice a reference under section 22 of the Act or impede the taking of any remedial action following such a reference.

After due consideration of your request for derogations from the Initial Order, based on the information received from you and in the particular circumstances of this case, DCC, Topco and Countrywide may carry out the following actions, in respect of the specific paragraphs, provided that in each case they do not share any confidential information more widely than is strictly necessary to carry out the relevant action:

**2. Paragraphs 5(c), (i) and (j) of the Initial Order**

The CMA understands that, prior to completion, the Countrywide business was an unincorporated business within Countrywide Farmers plc and, as such, under the control of senior management within Countrywide Farmers plc. Not all of those managers were transferred with the Countrywide business as part of the transaction.

In order to ensure the effective operation of the Countrywide business the CMA consents to the appointment of [X] as a director of Countrywide. The CMA consents to this appointment subject to [X] signing an appropriate non-disclosure agreement and receiving appropriate training to ensure that he understand the requirements of the Initial Order.