

Acquisition by Electro Rent Corporation of Test Equipment Asset Management Limited

Derogation from Interim Order

Background

- A. On 7 November 2017 the Competition and Markets Authority (CMA) made an Interim Order pursuant to [section 81](#) of the Enterprise Act 2002 (the Act) applying to Electro Rent Corporation, Electro Rent Europe (including its UK branch) and Test Equipment Asset Management Limited (together ‘the Parties’) to ensure that no action is taken pending final determination of the Reference which might prejudice the Reference or impede the taking of any action by the CMA under Part 3 of the Act which may be justified by the CMA’s decisions on the Reference and adopted the derogations to the Phase 1 Initial Enforcement Order (IEO) to that date.
- B. The Reference has not been finally determined in accordance with [section 79](#) of the Act.
- C. The Interim Order prohibits certain actions without the prior consent of the CMA.

Derogation requests and CMA consent

1. On 21 May 2018, the Parties requested a derogation from the Interim Order to enable the Chief Executive of Electro Rent Corporation and other members of senior management of Electro Rent Corporation to be involved in the sale of the Electro Rent business carried on in UK as required by the remedy in the CMA’s Final report.
2. On 31 May 2018, in order to facilitate the commercial requirements of the sale process, the CMA consented to the Chief Executive of Electro Rent Corporation and other senior management of Electro Rent Corporation to access any information reasonably required for the divestment of Electro Rent’s business carried on in the UK.

Signed by authority of the CMA

Simon Polito
CMA Group Chairman
7 June 2018