
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ECONOMIC DEVELOPMENT**NO. 545****22 MAY 2020****Buyer Power Guidelines****Competition Commission of South Africa****May 2020**

On 6 January 2020, the President of the Republic of South Africa proclaimed the commencement of section 8(4) of the Competition Amendment Act, no 18 of 2018 (the “Competition Act”). Pursuant to this proclamation, the Minister of Trade and Industry, in terms of section 78 of the Competition Act, published regulations on buyer power (“Buyer Power Regulations”) on 13 February 2020. In terms of section 8 of the Buyer Power Regulations, read with section 79 of the Competition Act, the Competition Commission (“Commission”) may prepare guidelines to indicate its policy approach on any matter falling within its jurisdiction in terms of the Competition Act.

The guidelines present the general principles that the Commission will follow in assessing whether the alleged conduct contravenes section 8(4) of the Competition Act. The guidelines provide guidance through outlining how the Commission intends to interpret the buyer power provisions for enforcement purposes, and further how it will seek to screen and assess complaints laid in terms of this provision.

The guidelines are available on the Commission’s website.