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**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION**

NO. 3125

8 March 2023

**INVITATION FOR THE PUBLIC TO COMMENT ON THE DRAFT REGULATIONS RELATING TO APPEALS ARISING FROM MARKET INQUIRIES BEFORE THE COMPETITION TRIBUNAL IN TERMS OF SECTION 43F AND THE DRAFT REGULATIONS RELATING TO A DIVESTITURE RECOMMENDATION BY THE COMMISSION IN TERMS OF SECTION 43D(2) OF THE COMPETITION ACT, NO.89 OF 1998, AS AMENDED**

1. By virtue of the powers vested in me in terms of section 21(4) of the Competition Act No.89 of 1998, as amended (the Competition Act), I, Ebrahim Patel, Minister of Trade, Industry and Competition, after consultation with the Competition Tribunal, hereby publish for public comments the draft regulations as set out in the Schedules hereto.
2. The purpose of the draft regulations set out in the Schedules hereto is to make provision for the Competition Tribunal rules regulating:
  - 2.1 appeals in terms of section 43F: and
  - 2.2 processes for determining the Commission's recommendations for divestiture made in terms of section 43D(2) of the Competition Act.
3. Stakeholders and interested persons are invited to submit comments in writing on the proposed regulations within a period of 30 days of the publication of this notice to the Minister of Trade, Industry and Competition, for the attention of Mrs Linda Herbst, email: [lherbst@thedtic.gov.za](mailto:lherbst@thedtic.gov.za) or hand delivered at 3<sup>rd</sup> Floor, Block E, 77 Meintjies Street, Sunnyside, 0132.

**EBRAHIM PATEL****MINISTER OF TRADE, INDUSTRY AND COMPETITION****DATE: 7 MARCH 2023**