

MAINTENANCE AND PROMOTION OF COMPETITION AMENDMENT ACT NO. 88 OF 1990

[ASSENTED TO 21 JUNE, 1990]

[DATE OF COMMENCEMENT: 4 JULY, 1990]

(English text signed by the State President)

ACT

To amend the Maintenance and Promotion of Competition Act, 1979, so as to further define a restrictive practice; to alter an obsolete designation and expression; to further regulate the functions of the Competition Board; to make further provision in connection with the power of the said Board to require returns and to make investigations; to make other provision in respect of acquisitions; and to effect certain consequential amendments arising from the regulation of monopoly situations; and to provide for incidental matters.

1. Amends section 1 of the Maintenance and Promotion of Competition Act, No. 96 of 1979, as follows:—paragraph (a) substitutes the definition of “Minister”; and paragraph (b) substitutes in the definition of “restrictive practice” the words following upon paragraph (d) and preceding paragraph (i).

2. Amends section 6 of the Maintenance and Promotion of Competition Act, No. 96 of 1979, as follows:—paragraph (a) substitutes subsection (1); paragraph (b) substitutes subsection (2) (a); and paragraph (c) deletes subsection (3).

3. Amends section 8 of the Maintenance and Promotion of Competition Act, No. 96 of 1979, by substituting subsection (1).

4. Amends section 9 of the Maintenance and Promotion of Competition Act, No. 96 of 1979, as follows:—paragraph (a) substitutes in subsection (2) the words preceding paragraph (a); and paragraph (b) substitutes subsection (3).

5. Substitutes section 10 of the Maintenance and Promotion of Competition Act, No. 96 of 1979.

6. Amends section 12 of the Maintenance and Promotion of Competition Act, No. 96 of 1979, as follows:—paragraph (a) substitutes subsection (2) (b); and paragraph (b) substitutes subsection (4).

7 and 8. Substitute respectively section 14 and the long title of the Maintenance and Promotion of Competition Act, No. 96 of 1979.

9. Short title.—This Act shall be called the Maintenance and Promotion of Competition Amendment Act, 1990.