

**GOVERNMENT NOTICE No. 222 published on 22/3/2019**

**THE FAIR COMPETITION ACT**

(CAP. 285)

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**RULES**  
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*(Made under section 99)*

**THE COMPETITION (AMENDMENT) RULES, 2019**

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|-------------------------|---|
| Citation                | 1. These Rules may be cited as the Competition (Amendment) Rules, 2019 and shall be read together with the Competition Rules, 2018 hereinafter referred to as the “principal Rules”.  |
| GN. No<br>344 of 2018   |   |
| Amendment of<br>title   | 2. The principal Rules are amended by deleting the title and substituting for it the following new title:<br>“THE FAIR COMPETITION COMMISSION<br>PROCEDURE RULES, 2018”   |
| Amendment of<br>rule 1  | 3. The principal Rules are amended in rule 1 by deleting the words “the Competition Rules” and substituting for them the words “the Fair Competition Commission Procedure Rules”.   |
| Amendment of<br>rule 10 | 4. The principal Rules are amended in rule 10-<br>(a) in subrule(1)(b), by adding immediately after the word “Form FCC.1” the words “set out in the First Schedule”;<br>(b) in subrule (10), by adding immediately after the words “Form FFC. 2” the words “set out in the First Schedule”. |

*Competition (Amendment)*

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*GN. No. 222(contd.)*

- Amendment of rule 35            5. The principal Rules are amended in rule 35 (1) by adding the words “set out in the First Schedule” immediately after the words “Form FCC.11” and “Form FCC.12” appearing in paragraphs (a) and (b) respectively.
- Amendment of rule 36            6. The principal Rules are amended in rule 36 by deleting subrule (6) and substituting for it the following:  
  “(6) In extending the period under subrule (5), the Commission shall-  
  (a) in the case of an extension of thirty days, issue an Extension Certificate in Form FCC.14B set out in the First Schedule; or  
  (b) in the case of second or subsequent extension, issue an Extension Certificate in Form FCC.14 set out in the First Schedule,  
to a party who notified the merger.”
- Amendment of rule 42            7. The principal Rules are amended in rule 42(14)(a) by adding the words “set out in the First Schedule” immediately after the words “Form FCC 18” and “Form FCC.15” appearing in subparagraphs (i) and (ii) respectively.
- Amendment of rule 45            8. The principal Rules are amended in rule 45(1) by adding the words “set in the First Schedule” immediately after the words “Form FCC. 9”.
- Amendment of rule 47            9. The principal Rules are amended in rule 47(1) by adding the words “set out in the First Schedule” immediately after the words “Form FCC.16”.
- Amendment of rule 48            10. The principal Rules are amended in rule 48(6)(a) by adding the words “set out in the First Schedule” immediately after the words “Form FCC.17” appearing in subparagraph (ii).
- Amendment of rule 50            11. The principal Rules are amended in rule 50 by adding the words “set out in the First Schedule” immediately after the words “Form FCC 4A”, “Form FCC.4B” and “Form FCC. 4C”

*Competition (Amendment)*

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appearing in subrules (2) and (3) respectively.

Amendment of  
First Schedule

12. The principal Rules are emended in the First Schedule by-
- (a) adding the words “Made under rule 8” immediately below the title “Forms”;
  - (b) deleting the reference to rule 50(6) appearing in the enabling provisions of Form FCC. 2 and substituting for it the reference to rule 50(5);
  - (c) deleting the enabling provision of Form FCC.6 and substituting for it the following:  
“Made under rules 50(12) and 52(3)”;
  - (d) deleting the words “Rule 45” appearing immediately below the words “THE COMPETITION RULES, 2018” appearing in Form FCC.10;
  - (e) deleting the enabling provision of Form FCC.14 and substituting for it the following:  
“(Issued under section 11(4)(b ) of the Act and rule 36(6)(b))”;
  - (f) deleting the reference to rule 36(3) appearing in the enabling provision of Form FCC.14A and substituting for it the reference to rule 36(4);
  - (g) deleting the reference to rule 36(4) appearing in the enabling provision of Form FCC.14B and substituting for it the reference to rule 36(6)(a);
  - (h) deleting the reference to rule 50(12) appearing in the enabling provision of Form FCC.19 and substituting for it the reference to rule 50(11).

Amendment of  
Second  
Schedule

13. The principal Rules are amended in the Second Schedule by adding immediately below the heading “SECOND SCHEDULE” the words “Made under rule 70(1)”.

Dar es Salaam,  
MOSHI,  
....., 2019  
*Commission*

HUMPHREY P. B.  
*Chairman of*