

12th Session of the
Intergovernmental Group of Experts on Competition Law and Policy
Geneva, 9 to 11 July 2012

Tripartite Voluntary Peer Review of Competition Law and Policy

United Republic of Tanzania
Zambia and Zimbabwe



*Proposal for Technical Assistance
and Capacity Building*

Technical Assistance Proposed:

- Revision of national competition laws and preparation of relevant competition regulations, where needed
- Building institutional capacities to improve competition law enforcement
- Organizing joint training activities for the staff of the three competition authorities as well as the judiciary, with a view to strengthening cooperation and exchange of experience amongst the three countries
- Increasing awareness among all the stakeholders on the benefits of competition law and policy in the three countries as well as at the regional level

Objectives of TA at national level

- To improve legal and institutional frameworks for competition law enforcement in areas pointed out by the national peer review reports
- To sensitize all the stakeholders, including the business community and sector regulators, on the importance and benefits of competition and to assist member states in developing appropriate tools for cooperation

Objectives of TA at regional level

- To promote and facilitate cooperation between Tanzania, Zambia and Zimbabwe by using existing regional initiatives in handling cross-border anti-competitive cases
- To promote cooperation between national and regional institutions responsible for competition law and policy implementation
- To strengthen institutional and technical capacity for effective competition law enforcement in Tanzania, Zambia and Zimbabwe



Recommendations at the national level: Tanzania

- Review and improvement of the FCC Procedural Rules
- Development of a Code of Conduct for the members of the Fair Competition Tribunal (FTC)
- Training for investigators and case handlers
- Negotiate protocols with the police and other institutions to increase the resource base for conducting down-raids
- Conduct mock dawn-raids in order to train the personnel



Recommendations at the national level : Zambia

- Review and improve the competition law of Zambia
- Draft consumer guidelines and regulations
- Draft guidelines and regulations for mergers and anticompetitive practices
- Negotiate protocols with the police and other institutions to increase the resource base for conducting down-raids



Recommendations at the national level: Zambia

- Conduct mock dawn-raids for training purposes
- Provide training for tribunal members, judges and case handlers
- Prepare advocacy materials; media campaigns, a quarterly electronic newsletter among others



Recommendations at the national level: Zimbabwe

- Prepare legal inventory of laws related to competition in Zimbabwe
- Prepare comprehensive competition policy for Zimbabwe
- Revise the competition law of Zimbabwe
- Training on the role of competition law and its benefits for the business community and other stake holders



Recommendations at the national level: Zimbabwe

- Prepare advocacy materials; media campaigns, quarterly electronic newsletter, etc
- Build an internet-based system for businesses to file complaints on competition issues
- Write articles to be published in major national law journals and scholarly papers on competition law and policy

Recommendations at the regional level

- Prepare guidelines for conducting dawn-raids based on the international best practices
- Select personnel to carry out dawn-raids and provide training based on the guidelines
- Provide regional seminars on competition law enforcement