
GRANT OF AUTHORISATION FORM

[section 128 (2)]

An enterprise desirous to enter into or carry out an agreement or to engage a business practice which, in its opinion, is an agreement, or practice affected or prohibited under Part V, may apply to the Commission for an authorisation to do so in the form set out hereunder.

Reference No:

PART 1: DETAILS OF APPLICANT

Name(s):	Website
Address	
Telephone No:	Email Address:
Are you representing an enterprise (e.g. company association, partnership or society) in making this application? Yes: ☐ No: ☐	
Please provide the relevant information relating to the enterprise below	
Name of enterprise:	Website:
Address:	
Telephone No:	Email Address:

If this Authorisation Form is being filed jointly with other natural and/or legal person(s), please tick the box ☐ and provide their name(s), contact details and other relevant information on a separate sheet.

Other relevant details:

PART 2: DESCRIPTION OF THE ALLEGED ANTI-COMPETITIVE ACTIVITY SEEKING AUTHORISATION

Nature of the anti-competitive activity:

- ☐ Abuse of Dominant Position
- ☐ Restrictive Horizontal Practices.
- ☐ Restrictive Vertical Practices

List the product/service that would be affected by the alleged anti-competitive activity:

In accordance with section 128 of the Fair Trading Act, 2022, please provide reasons for your proposal to engage in the alleged anti-competitive activity. Provide reasons as to why the Commission should recommend the authorisation to the Tribunal

If you need more space, please attach extra sheets to the document.

Please list all the evidence supporting your claim and attach all the relevant documents: *(e.g. agreements, minutes of meetings, business documents, circulars, correspondence)* Please identify any part of the information that should be treated as confidential

Details of other parties who may be able to provide further information regarding your claim:

PART 3: MARKET INFORMATION

Set out your views on your possible competitor(s) in the market and provide their market share (or an approximate) and state whether you believe your engagement in the alleged anti-competitive activity will affect your competitors?

REVOCATION OR AMENDMENT OF AUTHORISATION

In accordance with Section 130 (1) of the Fair Trading Act, 2022, the Tribunal may—

- (a) revoke an authorisation where it is satisfied that—
 - (i) the authorisation was granted on information that was false or misleading;
 - (ii) there has been a breach of any terms or conditions, subject to which the authorisation was granted; or
 - (iii) the circumstances that justified the grant of the authorisation no longer exist; or
- (b) amend the authorisation where it is satisfied that the current conditions in the market necessitate an amendment.

STATEMENT OF DECLARATION

A person who gives to the Commission or an officer of the Commission any information which he or she knows to be false or misleading commits an offence and is liable on conviction to a fine of level 4 on the standard scale or to imprisonment for a term not exceeding 2 years or to both such fine and imprisonment.

Section 139 (3) Fair Trading Act, 2022

“I, the undersigned warrant that the information given in this Authorisation Form is true, accurate and complete to the best of my knowledge, that the attached copies of the documents are unabridged, that all estimates are identified as such and submitted to the best of my knowledge of the facts of the case, and where an opinion is stated in good faith”

Name	
Signature	
Date	

FOR OFFICIAL USE ONLY

Receiving officers comments:

Name:

Signature:

Date: