

Competition (Amendment) Regulations 2006

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No. S 422

COMPETITION ACT (CHAPTER 50B)

COMPETITION (AMENDMENT) REGULATIONS 2006

In exercise of the powers conferred by section 93 of the Competition Act, the Competition Commission of Singapore, with the approval of the Minister for Trade and Industry, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Competition (Amendment) Regulations 2006 and shall come into operation on 14th July 2006.

New Part VA

2. The Competition Regulations 2005 (G.N. No. S 866/2005) are amended by inserting, immediately after regulation 17, the following Part:

“PART VA

BLOCK EXEMPTIONS

Proposed cancellation of block exemption

17A.—(1) If the Commission proposes to make a decision for or in relation to the cancellation of a block exemption in respect of an agreement —

- (a) the Commission shall give notice of this; and
- (b) the provisions of regulation 17B shall apply.

(2) The notice referred to in paragraph (1)(a) shall be given to each person whom the Commission considers is or was a party to the agreement.

Notices, access to file and representations

17B.—(1) Every notice shall state —

- (a) the facts on which the Commission relies and its reasons for the proposed decision;
- (b) the period within which a relevant person may make written representations to the Commission identifying the information contained in the notice which that relevant person considers the Commission should treat as confidential information and explaining why he considers the Commission should treat such information as confidential information; and
- (c) the period within which a relevant person may make written representations to the Commission on the matters referred to in the notice.

(2) The Commission shall give a relevant person a reasonable opportunity to inspect the documents in the Commission's file that relate to the matters referred to in the notice given to that relevant person, except that the Commission may withhold any document —

- (a) to the extent that it contains confidential information; or
- (b) which is an internal document.

(3) Where, in written representations on the matters referred to in a notice given to a relevant person, that relevant person requests to make oral representations to the Commission on such matters, the Commission may give that relevant person a reasonable opportunity to make such oral representations.