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## COMMUNIQUÉ

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# Competition Commission Communiqué in the wake of the COVID-19 sanitary crisis

The Competition Commission is conscious of the extraordinary circumstances facing businesses in view of the COVID-19 sanitary crisis. It understands that some businesses may be called upon to collaborate among themselves in the public interest to ensure that Mauritians continue to be supplied with essential products and services during these unprecedented times.

The Competition Commission also understands that the prohibitions on certain forms of agreements between enterprises under the Competition Act 2007 can create business uncertainty surrounding business collaborations during these exceptional times. The Competition Commission wishes to provide assurance that the competition law enforcement would not unduly constrain or impede necessary and critical cooperation, which are in consumers and public interest and which does not go further or last longer than what is necessary.

But at the same time, the Competition Commission is making it clear that it will not tolerate commercial conducts on part of dominant suppliers which opportunistically seeks to exploit the crisis to the detriment of consumers. Anticompetitive agreements endangering public interest and harming consumer welfare, together with unilateral anticompetitive practices by dominant companies which seeks to exclude competitors or exploit consumers will be dealt with by the Competition Commission to the full might of the law.

The Competition Commission wishes to highlight that the Competition Act 2007 does not prohibit suppliers to set maximum prices for their products with a view to limit unjustified price increases at retail level. Further, the law does not prohibit suppliers from recommending retail prices and affixing recommended retail prices on their products as long as the words 'recommended price' appear on the price label.

The Competition Commission wishes to remind the public in general that they may submit complaints electronically through the following the website [www.competitioncommission.mu](http://www.competitioncommission.mu) or by email at [info@competitioncommission.mu](mailto:info@competitioncommission.mu). Any party to existing or ongoing enquiries/ investigations may direct their queries by email to their respective contact persons or on [info@competitioncommission.mu](mailto:info@competitioncommission.mu) during the lockdown period.

The Competition Commission will post further notices on its website regarding specific arrangements with regards the handling of matters pertaining certain types restrictive business practices.

***Disclaimer:*** *This communiqué should not read as applying to any matter or situation other than those which relate strictly to or arise directly out of the COVID-19 crisis.*

**The Executive Director  
Competition Commission**