

MEDIA RELEASE

COMPETITION COMMISSION VESTED WITH POWER TO CONDUCT MARKET INQUIRIES

The Competition Commission (CC) is pleased to announce that the Competition Act 2007 has been amended to include a new Section 51B – Market Inquiries. This amendment to the competition law empowers the CC to conduct market inquiries with similar powers to gather information as for its investigations.

Market inquiries serve as an important instrument to identify and address broader competition issues arising from market features, including the structure, regulatory environment and general conduct of operators. They are different in scope from investigations, which focus on specific restrictive business practices such as abuse of monopoly situations, anti-competitive mergers, or collusive agreements.

The powers granted for the conduct of market inquiries are strong and formal, enabling the CC to formally engage with businesses, regulators, and other stakeholders. This ensures that market inquiries produce accurate and thorough findings for evidence-based policy recommendations or enforcement actions.

Mr. Vipin Naugah, the Executive Director of CC, welcomed this progressive change to the competition law, stating:

“The power to conduct market inquiries adds to the Competition Commission’s enforcement toolkit to better regulate competition in the market. It will enable us to proactively identify and address distortions to competition arising broader issues than specific anti-competitive conduct by an enterprise or agreement among enterprises. Addressing such impediments will contribute towards creating conducive environment for business to compete on merits and as a result for consumers to benefit from best market offerings.”

For further information, please contact the CC on 211-2025 or visit our website at www.competitioncommission.mu

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