

Competition & Antitrust Update

Dear Clients & Friends

Allen & Gledhill LLP Establishes Dawn Raid Hotline

The Competition Commission of Singapore (“**CCS**”) is empowered under the Competition Act, Chapter 50B (“**Act**”) to carry out investigations on suspected anti-competitive behaviour which may infringe the Section 34 (collusion), Section 47 (abuse of dominant position) and Section 54 (merger control) prohibitions. Under the Act, the CCS has the power to, among other things:

- require the production of specified documents or specified information (Section 63);
- enter premises without a warrant (Section 64); and
- enter and search premises with a warrant (Section 65).

Please refer to the [CCS Guidelines on the Powers of Investigation](#) for a detailed discussion on the CCS’ powers and its limitations, and the offences for non-cooperation during investigations.

To provide assistance to undertakings in the event of an investigation by the CCS, the Competition & Antitrust Practice of Allen & Gledhill LLP has established a 24-hour toll free hotline number, **1800-CCS-RAID (227-7243)**, manned round the clock by a duty solicitor.

Singapore’s Merger Control Regime: Allen & Gledhill LLP Files First Share Acquisition Notification to CCS

Section 54 of the Act, which is the operative provision for Singapore’s merger control regime, came into force on 1 July 2007. Essentially, Section 54 prohibits mergers which substantially lessen competition within any market in Singapore for goods and services.

Pursuant to the new merger control regime, the CCS has published the following merger guidelines:

- [CCS Guidelines on the Substantive Assessment of Mergers](#): Outlines the manner in which the CCS will interpret and give effect to the provisions of the Act when assessing mergers. It covers the analytical framework for assessing the competitive effects of mergers, and the principles that the CCS will use in considering commitments and remedies.
- [CCS Guidelines on the Merger Procedures](#): Sets out the proposed procedures for notification and investigation under the merger regime.

Please click on the relevant titles above to view the guidelines.

Merging parties are strongly encouraged to file a merger notification to the CCS for clearance before proceeding with the transaction.

Allen & Gledhill LLP has filed the first share acquisition notification to the CCS under the merger control regime. As at the date of this Newsletter, the acquisition notification is undergoing a Phase 1 review.

Summaries and Articles

For an article on the key features of the Second Reading of the Competition (Amendment) Bill 2007 by the Minister of State for Trade and Industry, Mr Lee Yi Shyan, please [click here](#).

Should you have any queries as to how this may affect your business, please do not hesitate to get in touch with your usual contact at Allen & Gledhill LLP or any of the following:

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