



Common Market for Eastern and Southern Africa

COMESA Competition Commission

Kang'ombe House, 5th Floor - West Wing
P.O. Box 30742
Lilongwe 3, Malawi
Tel: +265 01 772466

FORM 1
COMPLAINT

Article 21
COMESA Competition Regulations (2004)

The COMESA Competition Commission welcomes complaints from natural and legal persons regarding any perceived violation(s) of the COMESA Competition Regulations (2004). Only complaints that are within the Commission's jurisdiction will be investigated. Complaints not within the Commission's jurisdiction will be referred to the relevant authority and the Complainant advised accordingly, where possible.

FORM INSTRUCTIONS:

- Please fill out all parts of this Form to the best of your knowledge and attach any relevant documents in support of your claim(s) (e.g., correspondence, contracts, receipts, etc.).
The information provided in this Form is confidential to the fullest extent possible to conduct the investigation. The Complainant has the right to identify confidential information by duly completing Form 2 - Request for Confidentiality and submitting it jointly with this Complaint.
The COMESA Competition Commission does not charge a fee for the filing of a Complaint.

I. DETAILS OF COMPLAINANT (natural or legal person submitting this Complaint):

If the Complainant prefers to remain anonymous, please tick this box ___ and proceed to Section II.

Form with fields for: Full Names of Complainant, Website, Address and name of contact person, Phone, Fax, Email, Brief description (industry sector, products/services, etc.), and a checkbox for joint filing with other persons.

II. RESPONDENT PARTY (natural or legal person against whom this Complaint is made):

Full Names:		
Address/Location:		
Phone:	Fax:	Email:
Other Contact Details of the Respondent:		
Website:		

III. ARE OTHER RESPONDENT PARTIES INVOLVED IN THE ALLEGED CONDUCT?:

Party Name:		
Address/Location:		
Phone:	Fax:	Email:
Other Contact Details of the Party:		
Website:		

Party Name:		
Address/Location:		
Phone:	Fax:	Email:
Other Contact Details of the Party:		
Website:		

If this Complaint involves more than three (3) Respondent Parties, please provide their names and contact information on a separate sheet.

IV. COMPLAINT DETAILS:

Please provide a comprehensive statement of the conduct that is the subject of this Complaint:

- Set out in detail the facts from which, in your opinion, it appears that there exists an infringement of the Regulations.
- Indicate in particular the nature of the products (goods or services) affected by the alleged infringements and explain, where necessary, the commercial relationships concerning these products.

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

Provide all available details on the agreements or practices of the undertakings or associations of undertakings to which this complaint relates.
Indicate, to the extent possible, the relative market positions of the undertakings concerned by the complaint.

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

Geographical Scope:

Set out your view about the geographical scope of the alleged infringement and explain, where that is not obvious, to what extent trade between Member States or within the Common Market may be affected by the conduct complained of.

V. SUPPORTING DOCUMENTS:

Submit all documentation in your possession relating to or directly connected with the facts set out in the complaint (for example, texts of agreements, minutes of negotiations or meetings, terms of transactions, business documents, circulars, correspondence, notes of telephone conversations...).

Submit statistics or other data in your possession which relate to the facts set out, in particular where they show developments in the marketplace (for example information relating to prices and price trends, barriers to entry to the market for new suppliers etc.).

State the names and address of the persons able to testify to the facts set out in the complaint, and in particular of persons affected by the alleged infringement.

VI. PROCEEDINGS BEFORE NATIONAL COMPETITION AUTHORITIES/NATIONAL COURTS: :

Provide full information about whether you have approached, concerning the same or closely related subject-matters, any other competition authority and/or whether a lawsuit has been brought before a national court. If so, provide full details about the administrative or judicial authority contacted and your submissions to such authority.

VII. DECLARATION:

I, _____ declare that the information given/supplied by me to the COMESA Competition Commission in this Complaint and all supporting documents attached hereto is accurate to the best of my knowledge

Print Name: _____

Position: _____

Signature: _____

Date: _____

Office Use Only

Received By

Print Name:

Signature:

Date Received:

Assigned Case Number:

Case Officer

Print Name:

Signature:

Department / Section:

Position: