

Legal Notice No. EAC/191/2025

EAST AFRICAN COMMUNITY COMPETITION AUTHORITY



GENERAL NOTICE

NOTICE OF COMMENCEMENT OF RECEIPT OF NOTIFICATION OF MERGERS AND ACQUISITIONS WITH CROSS-BORDER EFFECT BY THE EAST AFRICAN COMMUNITY COMPETITION AUTHORITY

(Under the East African Community Competition Act, 2006)

The East African Community Competition Act, 2006 establishes the East African Community Competition Authority as the institution responsible for implementing and enforcing cross-border competition law and policy within the East African Community.

The East African Community is a Regional Economic Community made up of the following countries: the Republic of Burundi; the Democratic Republic of Congo; the Federal Republic of Somalia; the Republic of Kenya; the Republic of Rwanda; the Republic of South Sudan; the Republic of Uganda; and the United Republic of Tanzania.

The Act empowers the East African Community Competition Authority to receive merger notifications, review, and approve, or remedy cross-border mergers that have an anticompetitive effect in the Community.

A cross-border merger or acquisition is notifiable to the East African Competition Authority if –

- (a) the combined turnover or assets in the Community of the merging undertakings, whichever is higher, equals to or exceeds United States Dollars 35 million; and
- (b) at least two undertakings to the merger or acquisition have a combined turnover or assets of United States Dollars 20 million in the Community, unless each of the parties to a merger achieves at least two-thirds of its aggregate turnover or assets in the Community within one and the same Partner State.

The East African Community Competition Authority shall commence receiving Mergers and Acquisitions applications and notifications under the East African Competition Act, 2006 from 1st November, 2025.

All merger notifications must be in the prescribed form, attach a copy of the agreement in respect of the transaction and any other documents relevant to the same and must be accompanied with the prescribed fees approved by the EAC Council of Ministers as indicated in the Table below:

Aggregate value of assets or turnover (whichever is higher) as a result of the Transaction	Notification Fees payable to the Authority in United States Dollars
USD 35 Million to USD 50 Million	USD 45,000
Above USD 50 Million to USD 100 Million	USD 70,000
Above USD 100 Million	USD 100,000

The merger notification fees should be deposited into the Bank Account of the East African Community Competition Authority whose details are indicated below:

National Bank of Commerce (Tanzania)	
Account Name	EAST AFRICAN COMMUNITY SECRETARIAT
Account Number	014105004921
Branch Name	Arusha
Branch Code	014
Swift Code	NLCBTZTX
Bank Address	Sokoine Road, Arusha, Tanzania, P.O. Box 3004

Section 11 of the East African Community Competition Act, 2006 provides that a merger for which notification is required, shall not come into effect before its notification to the Authority and without the approval of the Authority.

Once a notification of a merger/acquisition with cross-border effect is made to the East African Community Competition Authority, there is no need to notify the same to the national competition authorities.

For the avoidance of doubt, any merger proceedings with a cross-border effect that had commenced or are pending before a national competition authority or any other relevant authority within a Partner State before the publication of this notice shall be finalized by the respective authorities.

Copies of the East African Community Competition Act, Regulations, Rules, Guidelines, Notices and Forms can be accessed at the website of the East African Community Competition Authority: <https://www.eacompetition.org/>

The offices of the East African Community Competition Authority are open to the public every day from Monday to Friday, other than a public holiday during the following times, 09:00 to 12:30 and 14:00 to 16:00.

The address of the East African Community Competition Authority is:-

East African Community Competition Authority
EAC Close, Afrika Mashariki Road,
P. O Box 1096,
Arusha, Tanzania
Phone: +255 27 216 2100
Email: info@eacompetition.org
Website: <https://www.eacompetition.org/>

STELLA ONYANCHA

Ag. Registrar

East African Community Competition Authority

