



SERVICE CHARTER

THE COMPETITION TRIBUNAL

The Competition Tribunal is established under Section 71 of the Competition Act, Cap 504 Laws of Kenya to adjudicate disputes arising from the decisions of the Competition Authority of Kenya on competition matters.

The Tribunal has jurisdiction to hear and determine the following matters as provided for under the Competition Tribunal (procedures) Rules 2017:

- Matters referred to for review of the Authority's decision under section 48(1) of the Act.
- To hear Appeals from the decisions of the Authority.
- Any other matter arising under the Act; and,
- Any other matter referred to it by a competent court of law.



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★ PREAMBLE

This service charter sets out the Tribunal's commitment to efficient, transparent, impartial and timely delivery of services to the public and all stakeholders in line with the principles of good governance. It outlines and defines the standards of services provided by the Tribunal.

★ OUR VISION

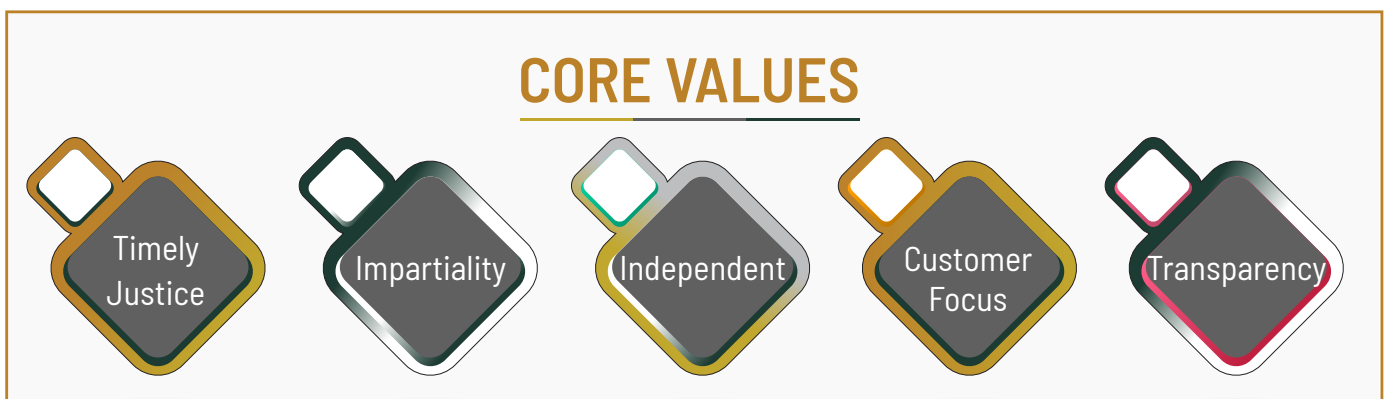
To be the leading appellate Tribunal in adjudicating competition and regulation matters within the region.

★ OUR MISSION

To deliver timely justice that ensures protection and promotion of fair competition and effective regulation for enhanced market operations.

★ CORE VALUES

The delivery of the mandate and operations of Competition Tribunal is guided by the following core values:



★ MANDATE AND ROLE OF THE TRIBUNAL

The Competition Tribunal is established under Section 71 of the Competition Act, Cap 504 Laws of Kenya to adjudicate disputes arising from the decisions of the Competition Authority of Kenya on competition matters.

The Tribunal has jurisdiction to hear and determine the following matters as provided for under the Competition Tribunal (procedures) Rules 2017:

- i. Matters referred to for review of the Authority's decision under section 48(1) of the Act.
- ii. To hear Appeals from the decisions of the Authority.
- iii. Any other matter arising under the Act; and,
- iv. Any other matter referred to it by a competent court of law.

The Tribunal determines appeals from the decision of the Competition Authority on the following areas as provided under the Act:

- i. Restrictive Trade Practices.
- ii. Restrictive Trade Practices applicable to Trade Associations.
- iii. Abuse of Dominant Position.
- iv. Exemption of Certain Restrictive Trade Practices.
- v. Abuse of Buyer Power.
- vi. Mergers and Acquisition.
- vii. Control of Unwarranted Concentration of Economic Power; and
- viii. Consumer Protection which includes unconscionable conduct in business transactions, product safety standards & unsafe goods and product information standards.

★ OUR SERVICES

S/No	Service	Requirements / Action/ description	Target Timelines
A.	Registration of Appeals and Applications.	Receipt, verification, assessment of fees, issuance of payment receipt and registration of filed matters	Within 2 working days.
B.	Setting down the case for Mention/Hearing.	Notification of parties of the date set for Mention/Hearing.	Within 14 working days of filing.
C.	Pretrial conference.	Set down Pretrial conference and directions.	Within 7 working days of setting down the case for Mention/Hearing.
D.	Hearing of matters	Conduct of hearings in accordance with due process.	As scheduled by the Tribunal.
E.	Delivery of Rulings and Judgments	Issuance of typed Rulings and Judgments.	Within 30 working days after conclusion of the Hearings.
F.	Certified copies of Proceedings,	Issuance of typed certified Tribunal proceedings	Within 14 working days of request.
	Certified Copies of Rulings, Judgments and Orders.	Issuance of typed certified Tribunal Rulings, Judgments and Orders.	Within 7 working days of delivery.
H.	Publication of Tribunal Decisions.	Scan the decisions and share with the National Council for Law Reporting.	Within 2 working days of certification.
I.	Request for Tribunal file by High Court.	Open a skeleton file, prepare a forwarding letter to the High Court.	Within 5 working days of request.
J.	Response to formal enquiry .	Enquiry via a letter	Within 2 working days of receipt.
		Enquiry via an email	Within 2 working days of receipt.
K.	Answering of calls .	Enquiry via landline or mobile call	Within 3 rings.



★ WORKING HOURS

Monday – Friday: 08:00 A.M. – 01:00 P.M
02:00 P.M. – 05:00 P.M

★ TRIBUNAL SITTINGS

The Tribunal may hold its sittings physically in Nairobi at Kenya Re Towers 10th floor from Monday to Friday or virtually.

★ REVIEW OF THE CHARTER

The Tribunal shall review this Service Charter when need arises or after every three years.

★ OUR CONTACTS

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NAIROBI.

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