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THE EAST AFRICAN COMMUNITY

***STATUTORY INSTRUMENTS SUPPLEMENT***

***No. 2***

***1st July, 2025.***

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THE EAST AFRICAN COMMUNITY

COMPETITION (SHARING OF MERGER AND ACQUISITION  
NOTIFICATION FEES) REGULATIONS, 2025

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THE EAST AFRICAN COMMUNITY COMPETITION  
(SHARING OF MERGER AND ACQUISITION  
NOTIFICATION FEES) REGULATIONS, 2025

**IN EXERCISE** of the powers conferred by section 49 of the East African Community Competition Act, 2006, the Council of Ministers makes these Regulations this 25<sup>th</sup> day of April, 2025.

1. These Regulations may be cited as the East African Community Competition (Sharing of Mergers and Acquisitions Notification Fees) Regulations, 2025. Citation
2. These Regulations apply to fees received by the Authority in respect of notification of mergers and acquisitions. Application
3. The purpose of these Regulations is to provide for sharing of the fees paid to the Authority for the notification of intended mergers and acquisitions. Purpose of Regulations.
4. In these Regulations unless the context otherwise requires- Interpretation

“**Act**” means the East African Community Competition Act, 2006;

“**Authority**” means the East African Community Competition Authority established under section 37 of the Act;

“**competent authority**” means any authority of a Partner State that is empowered to enforce competition matters;

“**notification fees**” means fees paid to the Authority in respect of notification of a merger or acquisition.

Collection  
of merger or  
acquisition  
notification  
fees

**5.** All fees received by the Authority in respect of notification of mergers and acquisitions, shall be deposited into a special bank account authorized and managed in accordance with the EAC Financial Rules and Regulations.

Sharing of  
merger or  
acquisition  
notification  
fees

**6.** (1) The notification fees shall be shared between the Authority and the competent authorities as follows –

- (a) the Authority shall retain fifty percent of the notification fees; and
- (b) the remaining fifty percent of the notification fees shall be distributed among the relevant competent authorities in accordance with sub regulation (2).

(2) The share of the notification fees for each relevant competent authority shall be proportional to the value of the turnover or assets of the undertakings in each Partner State relative to the total value of the turnover or assets in the Community market.

Transmission  
of share  
of fees to  
competent  
authorities

**7.** (1) The Authority shall transmit to each competent authority its share of the notification fees on the first day of each quarter of the financial year of the Community.

(2) The Authority shall submit to all Partner States a schedule of disbursements made in accordance with sub regulation (1).

Dispute  
resolution

**8.** Any dispute arising from the implementation of these Regulations shall be resolved in accordance with the Treaty.

**HON BEATRICE ASKUL MOE**

*Chairperson  
Council of Ministers*