

MEDIA RELEASE

CONSTITUTIONAL COURT DISMISSES COMMISSION'S APPEAL AGAINST SASOL

The Competition Commission (Commission) notes with disappointment the decision made by the Constitutional Court (ConCourt) not to grant the Commission leave to appeal against the whole judgement and order handed down by the Competition Appeal Court (CAC) on 17 June 2015. In its judgement, the CAC upheld an appeal by Sasol Chemical Industries Limited against a decision by the Competition Tribunal that Sasol had engaged in excessive pricing in contravention of section 8(a) of the Competition Act.

Despite the ConCourt's decision, the Commission remains concerned about the pricing behavior of dominant firms operating upstream, especially in markets with high levels of concentration. For this reason, the Commission will go back to the drawing board to determine its next approach to handling excessive pricing complaints going forward.

Ends

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