

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

ECONOMIC DEVELOPMENT DEPARTMENT

NO. 987

12 JULY 2019

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

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NOTICE IN TERMS OF SECTION 1 OF THE COMPETITION ACT, 1998 (ACT NO. 89 OF 1998)

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1. By virtue of the powers vested in me in terms of section 1 of the Competition Act, 1998 (Act No. 89 of 1998), I Ebrahim Patel, Minister of Trade and Industry, hereby determine that –

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(a) the definitions of “medium-sized business” and “small business” provided for in section 1 of the Competition Act, 1998, shall have the following meanings, respectively:

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(i) “medium-sized business” means a separate and distinct business entity, together with its branches or subsidiaries, if any, including cooperative enterprises, managed by one owner or more predominantly carried on in any sector or subsector of the economy mentioned in column 1 of the Schedule hereto; and satisfying the applicable criteria for a medium-sized business as mentioned in columns 3 and 4 of the Schedule to this Notice; and

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(ii) “small business” means a separate and distinct business entity, together with its branches or subsidiaries, if any, including cooperative enterprises, managed by one owner or more predominantly carried on in any sector or subsector of the economy mentioned in column 1 of the Schedule hereto; and satisfying the applicable criteria for a small or micro business as mentioned in columns 3 and 4 of the Schedule to this Notice; and

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(b) this Notice shall be of force and effect as from the date of publication of the Presidential Proclamation providing for the commencement of certain sections of the Competition Amendment Act, 2018 (Act No. 18 of 2018), dated 06 July 2019.

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MR EBRAHIM PATEL
MINISTER OF TRADE AND INDUSTRY
DATE: 10 JULY 2019

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SCHEDULE

| Column 1 | Column 2 | Column 3 | Column 4 |
|---|---------------------------|--|------------------------------|
| Sectors or Subsectors in accordance with the Standard Industrial Classification | Size or Class of Business | Total full-time equivalent of paid employees | Total annual turnover (Rand) |
| Agriculture | Medium | 51 – 250 | ≤ 35,0 million |
| | Small | 11 – 50 | ≤ 17,0 million |
| | Micro | 0 – 10 | ≤ 7,0 million |
| Mining & Quarrying | Medium | 51 – 250 | ≤ 210,0 million |
| | Small | 11 – 50 | ≤ 50,0 million |
| | Micro | 0 – 10 | ≤ 15,0 million |
| Manufacturing | Medium | 51 – 250 | ≤ 170,0 million |
| | Small | 11 – 50 | ≤ 50,0 million |
| | Micro | 0 – 10 | ≤ 10,0 million |
| Electricity, Gas & Water | Medium | 51 – 250 | ≤ 180,0 million |
| | Small | 11 – 50 | ≤ 60,0 million |
| | Micro | 0 – 10 | ≤ 10,0 million |
| Construction | Medium | 51 – 250 | ≤ 170,0 million |
| | Small | 11 – 50 | ≤ 75,0 million |
| | Micro | 0 – 10 | ≤ 10,0 million |
| Retail, Motor Trade & Repair Services | Medium | 51 – 250 | ≤ 80,0 million |
| | Small | 11 – 50 | ≤ 25,0 million |
| | Micro | 0 – 10 | ≤ 7,5 million |
| Wholesale | Medium | 51 – 250 | ≤ 220,0 million |
| | Small | 11 – 50 | ≤ 80,0 million |
| | Micro | 0 – 10 | ≤ 20,0 million |
| Catering, Accommodation & Other Trade | Medium | 51 – 250 | ≤ 40,0 million |
| | Small | 11 – 50 | ≤ 15,0 million |
| | Micro | 0 – 10 | ≤ 5,0 million |
| Transport, Storage & Communication | Medium | 51 – 250 | ≤ 140,0 million |
| | Small | 11 – 50 | ≤ 45,0 million |
| | Micro | 0 – 10 | ≤ 7,5 million |
| Finance & Business Services | Medium | 51 – 250 | ≤ 85,0 million |
| | Small | 11 – 50 | ≤ 35,0 million |
| | Micro | 0 – 10 | ≤ 7,5 million |
| Community, Social & Personal Services | Medium | 51 – 250 | ≤ 70,0 million |
| | Small | 11 – 50 | ≤ 22,0 million |
| | Micro | 0 – 10 | ≤ 5,0 million |

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