



competition commission
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TITLE	REQUEST FOR INFORMATION: AFRICAN COMPETITION LAW AND POLICY INTELLIGENCE RESOURCES
REQ NUMBER	RFI02/2026-2027
REQ DESCRIPTION	Request for information on knowledge resources, subscriptions, or platforms that provide African competition law and policy intelligence to support research, enforcement, and policy development
REQ ISSUE DATE	28 May 2026
BRIEFING SESSION	N/A
CLOSING DATE & TIME	4 JUNE 2026 AT 11:00AM
LOCATION FOR SUBMISSIONS	quotations@compcom.co.za

1. BACKGROUND

- 1.1 The Competition Commission (Commission) is a statutory body constituted in terms of the Competition Act, No. 89 of 1998 (the Act). It is one of three, independent competition regulatory authorities established in terms of the Act, with the other two being the Competition Tribunal and the Competition Appeal Court. The Commission is empowered by the Competition Act to investigate, control and evaluate restrictive business practices, abuse of dominant positions, mergers, undertake market inquiries and advocacy in order to achieve equity and efficiency in the South African economy.
- 1.2 CCSA is a public entity listed in schedule 3A of the Public Finance Management Act (PFMA), and acts in compliance with section 217 of the Constitution of South Africa and applicable Public Procurement Regulations and Prescripts.
- 1.3 The Competition Commission of South Africa ('the Commission') therefore invites suitably qualified service providers to submit information on knowledge resources, subscriptions, databases, or intelligence platforms capable of delivering comprehensive and authoritative intelligence or Information on African competition law and policy intelligence and research, to support the Commission's regulatory, enforcement, policy, and research functions.



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2. SITUATIONAL ANALYSIS

The Competition Commission of South Africa (“the Commission”) is mandated to enforce the Competition Act and promote competitive markets in the public interest. In fulfilling its enforcement, advocacy, research, and policy-development functions, the Commission requires timely, accurate, and authoritative intelligence on competition law and policy developments across the African continent.

African competition regimes are evolving rapidly, driven by:

- Increased merger activity and cross-border transactions
- Expanded use of public-interest considerations
- Growing enforcement against anti-competitive conduct
- Legislative reforms and new competition statutes
- Market inquiries and sector-wide interventions
- The operationalisation of the African Continental Free Trade Area (AfCFTA) competition framework

Given the breadth, complexity, and pace of these developments, the Commission, through the Information Resources Centre (IRC)/Library, seeks to understand the availability, scope, and capability of specialist intelligence resources or subscription-based services that provide structured, current, and comparative African competition law and policy information.

This Request for Information (RFI) is issued to scan the market, assess available solutions, and inform future procurement planning in line with the Commission’s Supply Chain Management (SCM) framework and applicable legislative prescripts.

3. PURPOSE

The Competition Commission of South Africa (“the Commission”) hereby invites suitably qualified service providers to submit information in response to this Request for Information (RFI).

The purpose of this Request for Information (RFI) is to obtain detailed information on available knowledge resources, databases, intelligence platforms, subscription-based services, and expert or advisory offerings that provide comprehensive, current, reliable, and authoritative intelligence on African competition law, policy research and intelligence, encompassing the substantive and procedural legal frameworks, enforcement practices, institutional arrangements, policy instruments, and strategic approaches adopted by competition authorities across African jurisdictions.



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This includes intelligence and analysis relating to anti-competitive conduct, merger control, market inquiries and studies, exemptions, public interest considerations, legislative and regulatory reforms, guidelines, jurisprudence, merger and conduct investigations, and comparative and cross-jurisdictional developments, as well as emerging continental initiatives such as the African Continental Free Trade Area (AfCFTA) competition framework.”

The information obtained through this RFI will assist the Commission in understanding the market, available solutions, and capability of potential service providers, and may inform future procurement processes conducted in accordance with the Commission’s Supply Chain Management (SCM) framework, the PFMA, and applicable regulatory prescripts. This RFI does not constitute a request for proposal, quotation, or an offer to contract.

4. SCOPE OF INTELLIGENCE AND COVERAGE REQUIRED

Service providers are requested to provide information on resources or subscription platform that offer intelligence, analysis, and reference materials covering, but not limited to, the following areas across African jurisdictions:

4.1 Substantive Competition Law and Enforcement

- Anti-competitive conduct (cartels, abuse of dominance, restrictive practices)
- Exemptions and exemption regimes
- Enforcement decisions and jurisprudence

4.2 Mergers and Acquisitions

- Merger notification regimes and thresholds across African jurisdictions
- Merger investigations and decisions
- Cross-border and multi-jurisdictional merger analysis
- Public interest assessments in merger control

4.3 Policy, Guidelines and Strategy

- Competition guidelines, regulations, and policy instruments
- Strategic policy developments and reforms
- Soft law instruments and enforcement priorities



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4.4 Market Studies and Inquiries

- Market studies and sectoral assessments
- Market inquiries and outcomes
- Remedial frameworks and monitoring mechanisms

4.5 Legislative and Regulatory Developments

- Competition statutes and regulations
- Legislative amendments and reforms
- Institutional and jurisdictional changes

4.6 ACFTA Competition Framework

- AfCFTA competition policy developments
- Protocols, draft regulations, and institutional arrangements
- Interaction between national regimes and continental frameworks

4.7 Comparative and Analytical Intelligence

- Cross-jurisdictional comparisons
- Trends and enforcement patterns
- Forward-looking and horizon-scanning insights

5. DELIVERABLES

Service providers should indicate whether their resource or subscription, platform can deliver the following (or equivalent):

5.1 Core Intelligence Deliverables

- Regularly updated African competition law and policy content
- Jurisdiction-specific summaries and profiles
- Case law, decisions, and investigation summaries
- Legislative and regulatory change tracking

5.2 Analytical and Value-Added Deliverables

- Expert commentary and analysis
- Comparative and thematic reports



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- Trend analysis and enforcement insights
- Public interest and policy impact assessments

5.3 Access and Usability Deliverables

- Digital platform or database access
- Searchable and filterable content
- Alerts, briefings, or newsletters
- Archival and historical access

5.4 Support and Enablement Deliverables

- User onboarding and training (if applicable)
- Technical or editorial support
- Customisation or tailored reporting options

6. CONTRACT DURATION

12 months

7. SPECIAL CONDITIONS

7.1 Non-Binding Nature of the RFI

This Request for Information (RFI) is issued solely for the purpose of gathering information and assessing market capability. The issuance of this RFI does not constitute a commitment by the Competition Commission to procure any goods or services, nor does it create any contractual, legal, or other obligation between the Commission and any respondent.

7.2 No Guarantee of Future Procurement

Submission of a response to this RFI does not guarantee participation in any future procurement process, nor does it imply that the Commission will issue a Request for Quotation (RFQ), Request for Proposal (RFP), or tender in respect of the services described herein.

7.3 Costs Incurred by Respondents

All costs incurred by respondents in preparing and submitting information in response to this RFI shall be borne solely by the respondent. The Competition Commission shall not be liable for any costs, losses, or expenses incurred by respondents as a result of this RFI.



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7.4 Accuracy and Verification of Information

Respondents are responsible for ensuring that all information submitted is complete, accurate, and not misleading. The Commission reserves the right to verify any information provided and to request clarification or additional information where deemed necessary.

7.5 Confidentiality of Information

Respondents must clearly identify any information regarded as confidential. The Commission will treat such information in accordance with applicable legislation, including the Promotion of Access to Information Act (PAIA) and the Protection of Personal Information Act (POPIA). Confidentiality claims must be substantiated and will not be accepted by default.

7.6 Use of Information Submitted

The Competition Commission reserves the right to use the information submitted in response to this RFI for internal planning, benchmarking, market analysis, and demand-management purposes, including informing future procurement strategies and specifications.

7.7 Compliance with Applicable Legislation and Policies

Any future procurement process arising from this RFI will be conducted in accordance with:

- The Public Finance Management Act (PFMA)
- National Treasury Regulations, Instructions, and Practice Notes
- The Commission's Supply Chain Management Policy
- Applicable constitutional and procurement prescripts

7.8 Right to Amend, Cancel or Withdraw the RFI

The Competition Commission reserves the right, at its sole discretion, to amend, suspend, cancel, or withdraw this RFI at any time without incurring any liability to respondents.

7.9 No Exclusivity or Preference

Participation in this RFI does not confer any preferential status, exclusivity, or advantage to any respondent in any future procurement process.

END OF RFI DOCUMENT



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Annexed to this document for completion and return with the document:

- Annexure SBD 4 (Bidders Disclosure)
- Annexure SBD 6.1
- Annexure General Conditions of Contract (GCC)
- Bank confirmation letter (referencing the bidder company registration number)
- Invoice & statement process
- Bank Confirmation form



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SBD 4

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state? **YES/NO**

2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.



2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.



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- 3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

SBD 6.1



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PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the **90/10** preference point system.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- c) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The lowest/highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender



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to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

$$Ps = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right) \quad \text{or} \quad Ps = 90 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender



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3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

$$\begin{array}{ccc} \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\ \\ \mathbf{Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} & \mathbf{or} & \mathbf{Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)} \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.



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Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
BBBEE LEVEL 1	5	10		
BBBEE LEVEL 2	4	9		
BBBEE LEVEL 3	3	8		
BBBEE LEVEL 4	2	6		
BBBEE LEVEL 5	1	4		
BBBEE LEVEL 6	1	3		
BBBEE LEVEL 7	1	2		
BBBEE LEVEL 8	1	1		
Non-compliant contributor	0	0		
Further recognition for EME/QSE and or Women and or Youth, and or Rural Enterprise to be determined by the specification adjudication authority	5	10		

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One-person business/sole propriety
- Close corporation



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- Public Company
- Personal Liability Company
- (Pty) Limited
- Non-Profit Company
- State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

..... SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:
DATE:
ADDRESS:

