

# Albert Aukema

Director



Albert Aukema is a Competition Law specialist. His practice consists of obtaining merger approvals and representing clients in prohibited practice proceedings.

## About Albert

## Credentials

### Education

- LLB, University of Pretoria
- Certificate in Advanced Competition Law, University of the Witwatersrand
- Registered with the Legal Practice Council

## Experience

- COMESA

Albert advises on merger control and prohibited practices in South Africa, Namibia, Botswana, Zambia, Kenya, eSwatini and COMESA.

## News

### [Crouching dragon, paper tiger? Casting light on the powers of the Competition Commission in market inquiries](#)

"Suit the action to the word, the word to the action; with this special observance, that you o'er-step not the modesty of nature " Hamlet Act 3 Scene 2 The Competition Commission of South Africa (Commission) has significantly increased the number of market inquiries in the past year, with one recently completed and a further three underway. This accounts for at least a quarter of all inquiries conducted by the Commission since its establishment.

## Contact Albert

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[Albert on LinkedIn](#)

## Expertise

[Competition Law](#)

[Agriculture, Aquaculture & Fishing](#)

[Consumer Goods, Services & Retail](#)

[Regulatory](#)

## Location

Johannesburg

## Language

English

### [Striking the balance: The correct approach to competing public interest considerations](#)

The Competition Amendment Act 18 of 2018 (Amendment Act), was signed into law on 13 February 2019 by President Cyril Ramaphosa. It made several significant amendments to the Competition Act 89 of 1998 (Competition Act), one of which was the amendment of section 12A by the addition of a paragraph (e) in subsection (3). This paragraph directs the competition authorities, when considering whether a merger can or cannot be justified on public interest grounds, to consider the effect that the merger will have on " the promotion of a greater spread of ownership, in particular to increase the levels of ownership by historically disadvantaged persons and workers in firms in the market ".

### [Pre-closing merger notifications to the Egyptian Competition Authority are now mandatory](#)

Transactions constituting " economic concentrations " now require pre-closing clearance in Egypt. Egypt has substantially altered its merger control regime by amending the Protection of Competition and Prohibition of Monopolistic Practices Law 3 of 2005 (Competition Law) on 30 December 2022.

### [When there is no thread of evidence: Inferential reasoning in cartel cases clarified by the Competition Appeal Court in alleged blanket cartel](#)

On 17 December 2021, the Competition Appeal Court (CAC) handed down its judgment in Aranda Textile Mills (Pty) Ltd & Mzansi Blanket Supplies (Pty) Ltd v the Competition Commission of South Africa CAC Case No: 190/CAC/DEC20 where it clarified what must be proved to establish a cartel case based on circumstantial evidence and inferential reasoning.

### [Competition in the agricultural sector](#)

Spurred by a combination of recent developments, including the competition authorities' continuous monitoring of essential food items pursuant to the COVID-19 pandemic, the recent concentration study, and the initiation of a market inquiry in respect of the fresh produce market, a clear paradigm shift has emerged in which the competition authorities' focus on the agricultural sector has been reignited, making it a sector of significant interest going forward.

## Videos

### [WEBINAR | Competition and Compromise in a Time of Crisis](#)

Our panel of experts discussed Competition and Compromise in a Time of Crisis: COVID-19 and Competition Law Enforcement. Watch the webinar below.

[All news by Albert Aukema →](#)

## Recognition

- Market recognition
  - Chambers Global 2023–2024 ranked Albert Aukema in Band 5 for competition/antitrust.
  - Chambers Global 2020–2022 ranked him as an "Up & Coming" competition/antitrust lawyer.
  - The Legal 500 EMEA 2021–2024 recommended Albert for competition.
  - Albert was ranked future leader by Who's Who Legal 2019.