

**GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS**

**LOK SABHA
UNSTARRED QUESTION NO. 1222
ANSWERED ON FRIDAY, THE 18TH JULY, 2014
[ASHADHA 27, 1936 (SAKA)]**

TRANSPARENT GUIDELINES BY CCI

QUESTION

1222. SHRIMATI KOTHAPALLI GEETHA:

**Will the Minister of CORPORATE AFFAIRS कारपोरेट कार्य मंत्री
be pleased to state:**

- (a) whether the Government has taken/proposes to take any initiative to rationalise the working of Competition Commission of India to make transparent guidelines for fine/penalty keeping in view the different tier slabs;**
- (b) if so, the details and the present position thereof; and**
- (c) the proposals/demands if any pending with the Government in this regard?**

ANSWER

**THE MINISTER OF CORPORATE AFFAIRS
कारपोरेट कार्य मंत्री**

**(SHRI ARUN JAITLEY)
(श्री अरुण जेटली)**

(a) to (c) Competition Commission of India is a statutory body constituted under the Competition Act, 2002. Government discharges such role as is assigned to it under the said Act. Power to levy penalty is vested in the Commission under Section 27(b) of the Act. This section authorizes the Commission to levy penalty of upto 10% of the average turnover of the last three preceding years for abuse of dominant position and anti-competitive agreements. Section 46, however, authorizes the Commission to impose lesser penalty. To effectuate the power of Section 46, the commission has framed Competition Commission of India (Lesser Penalty) Regulations, 2009 to serve as guidelines in the matter.
