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25 FEBRUARY 2020

Public Consultation on MyCC's Market Review of the Wholesale and Retail Trade Sector

Earlier this month, the Malaysia Competition Commission (**MyCC**) issued a press release inviting members of the public as well as industry stakeholders to participate in a public consultation on the "Market Review under the Competition Act 2010 [Act 712] for Service Sector in Malaysia (Wholesale and Retail for Selected Products)".^[1]

"Wholesale Trade" is defined as "the sale or resale of new and/or used goods and services to other distributors who purchase for the purpose of conducting the business of their organization", while "Retail Trade" is described as "the sale or resale of new and/or used goods and services to general public for final consumption (may include sale and resale of fast consumable goods to organizational buyers who purchase for the purpose of conducting their organization's business where no clear distinction between final and business consumption is possible)".^[2]

The market review exercise, as previously carried out by MyCC on the pharmaceutical, construction and food sectors, is aimed at achieving a better understanding of the market structure as well as to identify any competition concerns within the market. MyCC has stated that it will limit the market review to selected products within the wholesale and retail trade sector, namely, to processed food and beverages, personal care products and toiletries, household cleaning products as well as clothing items.

Members of the public and industry stakeholders are invited to participate in the public consultation by submitting their feedback via email to bed@mycc.gov.my from 27 February to 19 March 2020, or in person by attending the public consultation sessions taking place throughout the country from 27 February 2020 to 10 March 2020.

The press release by MyCC can be viewed [here](#), while the reports published by MyCC on the previous market reviews conducted on various industries and sectors can be accessed [here](#).

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Published by the Regulatory & Compliance Practice

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^[1] MyCC is empowered under ss 11 and 12 of the Competition Act 2010 to conduct a review into any market in order to determine whether any feature or combination of features of the market prevents, restricts or distorts competition in the market.

^[2] The definitions as provided under the Guidelines on Foreign Participation in the Distributive Trade Services Malaysia as issued by the Ministry of Domestic Trade and Consumer Affairs (previously known as the Ministry of Domestic Trade, Co-operatives and Consumerism) in 2010.