

How does the Fair Trading Commission determine whether or not to allow a merger?

The Fair Trading Commission will generally allow a merger if:

- there are no adverse effects on competition; or
- the merger is likely to lessen competition, but the efficiencies to be generated from the merger more than offset the loss to competition; or
- one of the firms involved is facing imminent financial failure and the merger represents the least anti-competitive use for the failing firms assets.