

BENIN			
COMPETITION FRAMEWORK			
Competition Law	N/A		
Competition Authority	The Ministry of Industry, Trade, and Small and Medium Companies. Website: http://www.commerce.gouv.bj/		
STATUS OF THE COMPETITION AUTHORITY			
Accountability			
Does the Competition Authority have obligations before the Executive?	N/A	N/A	Obligations to report to the Executive on on-going investigations upon request.
		N/A	The decisions of the Competition Authority may be vetoed by a ministry or by the executive branch.
		N/A	The Competition Authority has to report on an annual basis to the Executive.
		Other obligations/comments: None.	
Does the Competition Authority have obligations before the Legislature?	N/A	N/A	Obligation to publish an annual report on its activities.
		N/A	Obligation to stand before Parliament and to respond to Congressmen on an annual basis.
		N/A	Its activities are monitored by an independent auditor or by oversight committees.
		Other obligations/comments: None.	
Does the Competition Authority have obligations before the Judiciary?	N/A	N/A	Decisions of the Competition Authority are subject to judicial review.
		Other obligations/comments: None.	
Independence			
Are the criteria for appointment and removal of the head/board members clear and transparent?	N/A		
Does the Executive have powers to decide on specific cases based on public interest?	N/A		
Does the Executive retain decision-making powers over the Competition Authority?	N/A		
Is the Competition Authority obliged to publish its reasoned decisions to ensure transparency?	N/A		
Is there a provision of the national budget allocated by law to the Competition Authority to ensure its proper functioning?	N/A		
Can the Competition Authority be financed by its own means (notification fees, fines, etc.)?	N/A		
GOVERNANCE OF THE COMPETITION AUTHORITY			
Is the Competition Authority governed by a single chairman or by a collegiate body?	N/A		
Does a minister appoint the heads?	N/A		
Do representatives of more than one government branch appoint the heads?	N/A		
Is there a fixed period during which removal is prohibited?	N/A		
Is the tenure of the heads renewable?	N/A		
Are the heads required to have certain minimum qualifications (degree in law or economics, age, experience)?	N/A		
ARCHITECTURE			
Is the Competition Authority a stand-alone agency with an independent physical location or is it part of a bigger entity such as a minister?	N/A		
POLICY-MAKING AGENTS -DIVERSIFICATION-			
How many agencies are responsible for competition enforcement?	N/A		
Do sector regulators have competition policy enforcement mandate?	N/A		

Have the Competition Authority and other agencies signed protocols or memoranda of understanding?	Telecommunications Regulator	N/A	
	Energy Regulator	N/A	
	Transport Regulator	N/A	
	Other	N/A	
POLICY DUTIES			
Does the Competition Authority have exclusive mandate on competition or multiple mandates?	N/A	N/A	Concurrent consumer protection mandate.
		N/A	Concurrent IP mandate.
		Other mandates: None.	
PORTFOLIO INSTRUMENTS			
Law Enforcement			
Does the Competition Authority have powers to investigate cartels?	N/A		
Does the Competition Authority have powers to conduct dawn raids at premises?	N/A		
Can the Competition Authority investigate <i>ex officio</i> cases?	N/A		
Does the Competition Authority have powers to accept leniency applications?	N/A		
Does the Competition Authority have powers to seek criminal punishment?	N/A		
Advocacy			
Can the Competition Authority issue opinions on draft legislation?	N/A		
Is the Executive and/or the Legislature obliged to request the opinion of the Competition Authority when drafting legislation that may impact competition?	N/A		
Rulemaking			
Can the Competition Authority issue guidelines or other type of secondary legislation?	N/A	N/A	Guidelines on the calculation of fines.
		N/A	Guidelines on merger control.
		N/A	Guidelines on the economic analysis of abuse of dominance cases.
Research & Reporting			
Can the Competition Authority carry out market studies?	N/A		
Can the Competition Authority report to the Legislature on the results of market studies?	N/A		
DECISION-MAKING FUNCTIONS			
Aggregated Functions			
Does the Competition Authority make the decision to investigate and to prosecute cases?	N/A		
Does the Competition Authority make guilty findings?	N/A		
Does the Competition Authority impose punishments?	N/A		
Is there a single body that carries out the investigation and the guilty findings within the Competition Authority?	N/A		
Can the Competition Authority's decisions be appealed to a court?	N/A		
Disaggregated Functions—Prosecutorial Model			
Are there different institutions that make the decision to investigate and to prosecute cases?	N/A		
Are disputes presented for decision to a separate entity/tribunal?	N/A		