



CCS RESPONDS TO PUBLIC CONSULTATION ON REVISED FAST TRACK PROCEDURE

19 June 2026

1. Between 27 October 2025 and 17 November 2025, the Competition and Consumer Commission of Singapore (“**CCS**”) conducted a public consultation of its proposed update to the Practice Statement on the Fast Track Procedure for Section 34 and 47 cases. CCS has completed its review and is now publishing the CCS Guidelines on the Fast Track Procedure (the “**Fast Track Guidelines**”).¹
2. Contributions to CCS’s public consultation were received from the legal community. The received responses were largely positive and provided feedback on the proposed changes. Following the feedback received, CCS has made appropriate changes to the Fast Track Guidelines, with consequential amendments to the CCS Guidelines on the Major Provisions and the CCS Guidelines on Directions and Remedies. This document outlines how CCS has incorporated the feedback received and the reasons why some suggestions were not adopted.

The Fast Track Procedure and CCS’s Leniency Programme

3. CCS’s Fast Track Procedure and CCS’s Leniency Programme are not mutually exclusive, i.e. both can apply to reduce the penalties of a business who has infringed the Competition Act 2004. Feedback given to CCS, however, appeared to conflate the two different procedures. CCS highlights that these two procedures serve distinct purposes: the Leniency Programme is designed to facilitate case detection and investigation, whilst the Fast Track Procedure aims to achieve more efficient and expeditious resolution of an investigation where an infringement has

¹ During the public consultation held between 27 October 2025 and 17 November 2025, the name of the Guidelines was “Settlement Procedure”, however, the “Fast Track Procedure” name has been retained given the familiarity that this name has with local businesses.

been found. CCS considers the Fast Track Procedure to be suitable for a case where CCS is reasonably satisfied that the evidentiary standard of proof has been met such that CCS would be prepared to issue findings that an infringement has occurred. Feedback provided also requested that businesses applying for the Fast Track Procedure avoid admitting liability. This suggestion has not been incorporated. An admission of liability is one of the key underlying requirements of the Fast Track Procedure for a business to receive a discount on its penalty.

4. CCS notes the various requests for clarification regarding CCS's exercise of discretion and calls for greater flexibility during the Fast Track Procedure. In this regard, CCS highlights that procedure is designed to enable both a fast track parties and CCS to achieve more efficient and expeditious resolution to an investigation through a confidential process that can allow for discussion between CCS and a fast track party. CCS's exercise of its discretion as whether to accede to a fast track party's request for the Fast Track Procedure will be considered as per the objectives set out in the Fast Track Guidelines, this will be evaluated per case. CCS has also included an example of where it may be appropriate to use the Fast Track Procedure even if not all parties are agreeable to fast track.

Quantum of Penalties

5. Lastly, CCS notes that several requests pertained to matters that have already been covered in the Fast Track Guidelines, such as the ability to discuss potential penalties. CCS has noted in the Fast Track Guidelines that the possible range and quantum of financial penalties as well as the essential elements of the contemplated infringement will be made known to an applicant at the discussion phase. CCS has also made changes to the Fast Track Guidelines to enhance the clarity of CCS's policy intent to convey that applicants applying for the Fast Track Procedure can do so on a "without prejudice" basis.

Next steps

6. Following publication of the CCS Guidelines on the Fast Track Procedure and consequential amendments to the CCS Guidelines on the Major Provisions and CCS Guidelines on Directions and Remedies in the Gazette on 19 June 2026, these Guidelines will take effect from 1 July 2026.

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