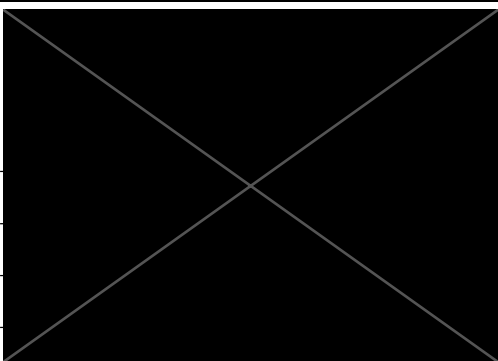


CURRICULUM VITAE OF KING TEMBINKOSI BONAKELE

SUMMARY

Businessman and Consultant in competition law and policy, organisational development and strategy based in Johannesburg. Served as Commissioner of the Competition Commission of South Africa for nine years of the total of his 18-year service. He is a qualified lawyer with an MBA. He is an accomplished manager who has propelled the Competition Commission into one of the best performing public institution in South Africa and one of the most recognised competition agencies in the world. He is a recipient of various leadership awards, and the Commission has itself received various performance awards achieved during his tenure. He has an extensive public sector experience coupled with key insights and data on almost every sector of the South African economy with focus on product markets and competitiveness. He has expertise and experience on public policy and competition law. Bonakele is involved in various community development activities and is an adjunct professor of practise at Wits and Nelson Mandela universities and teaches occasionally. He served in various boards of directors.

PERSONAL DETAILS

Home and Postal Address	:		
Contact numbers	:		
E-mail addresses	:		
Nationality	:		
Identity Number	:		
Gender	:	Male	

CORE COMPETENCES

- Leadership – visionary, all-rounder, persuasive, decisive, team worker, excellent communicator.
- Management – deals with complexity, systematic, effective, hands-on, and motivational.
- Technical – competent lawyer, in-depth knowledge of the South African economy.
- Keen interest on and knowledge of developmental challenges in South Africa.
- Public sector and institutional development knowledge.
- Global Exposure – regarded as a global leader in his area, sought after speaker who has addressed conferences and seminars in various countries covering all the continents of the world, studied in SA, Europe and worked in Johannesburg and New York.

WORK EXPERIENCE

- Managing Director, Bonakele Competition Law Advisory Services
Bonakele leads a team that provides competition advice to private and public sector clients.
- Commissioner, Competition Commission of South Africa, April 2013 to 28 February 2022
Statutory duties included taking decisions on mergers and acquisitions, enforcement, market inquiries, advocacy as well as advising government on economic policy especially as it relates to competition and structure of the economy. In this regard he initiated two major studies mapping the structure of the economy, which were widely published and latest of which was presented and endorsed by both Parliament and Cabinet. He also formed part of Minister Patel's post covid economic recovery advisory body and contributed on the development of the Department of Trade, Industry and Competition master plans. He was involved in the review of the Competition Act to support localisation, address concentration, black and worker ownership, among other things.

As CEO the role was to develop and lead in the formulation and execution of the Commission's strategy, attract, train, and retain competent staff, develop operating systems, represent the Commission locally and internationally, manage its resources and account to Parliament and other stakeholders on its activities, amongst other things.

- Deputy Commissioner, Competition Commission South Africa, November 2008 to September 2012. This is the Deputy Chief Executive Officer of the Competition Commission and played the role of the chief operations officer. Responsibilities entailed providing strategic direction to the organisation, which included oversight of the Mergers and Acquisitions, Enforcement and Exemptions, Cartels and Legal Services divisions. He led the development of strategy,

recruitment of the management team, development of its policies including various guidelines and prioritisation framework, directed the investigation and litigation strategy and personally led some of the key cases, including settlement discussions with parties. He also played a key role in organizational development and supported the Commissioner in managing relationships with key stakeholders and communication. During this time, he also established the Commission's Cartels Division and a record no of cartels were uncovered and successfully prosecuted.

- Divisional Manager, Mergers and Acquisitions, August 2007 to November 2008

This is the head of mergers and acquisitions, then the busiest division of the Commission when a record number of mergers (more than 400) were evaluated in one financial year. Work involved managing a team of lawyers, economists and industry experts in assessing the implications of the mergers in the SA economy, including their impact on public interest. He reorganised the division to focus on important cases and improve quick decision making for straight forward phase 1 mergers. He established a unit dedicated to monitoring implementation of merger remedies. He worked in mergers in all sectors of the economy.

- Divisional Manager, Compliance, July 2006 to August 2007

He was the head of the division that was responsible for advocacy and communication. Advocacy entailed promoting voluntary compliance with the Competition Act by providing advisory opinions and running compliance workshops for businesses; and advocating to government and regulators to consider competition implications of laws, policies and actions. In this capacity he was also responsible for compiling annual reports and presenting to various stakeholders, key among these being Parliament. It is during this time that he led the drafting of the Commission's corporate leniency policy.

- Senior Legal Counsel, February 2005 to June 2006

Senior in-house lawyer working in the Legal Services division of the Commission. Highlights included successfully representing the Commission in blocking the largest merger in South Africa.

- Attorney (Senior Associate), Cheandle Thompson & Haysom Inc., November 2003 to February 2003

Senior attorney and practice included:

- regulatory work for government and the private sector.

- labour law.
- health and safety (in mines and construction environments).
- workplace skills development; and
- legislative review and drafting.

Reasons for leaving: Head-hunted by the Competition Commission. I had also long wanted to make a contribution to the public service.

- Associate, Clifford Chance US LLP, September 2002 to September 2003
Worked as an international associate at Clifford Chance in New York, the largest law firm in the world. Worked in the Corporate Finance, Mergers and Acquisitions, Financial Products (Derivatives) and Anti-trust practice areas.
- Attorney (Associate), Cheadle Thompson and Haysom Inc., August 2001 to August 2002
Practiced in the commercial, labour and public sector law departments in the Johannesburg office. Also worked extensively in mine health and safety cases.
- Candidate Attorney, McWilliams and Elliot Inc., Port Elizabeth, January 2000 to June 2001
- Worked part-time at the Legal Aid Clinic of the University of Fort Hare, July to December 1999

EDUCATION

- MBA (2011), Gordon Institute of Business Science (Gibs), University of Pretoria
- Practical Legal Training (2000), Law Society of South Africa, Port Elizabeth
- LLB (1999), University of Fort Hare
Studies at Fort Hare were complimented by political activism and practical experience working as a part-time assistant at the Oliver Tambo Chair of Human Rights, Legal Aid Clinic as well as the Street Law Project, involving teaching the basics of law to local communities.
- University of Amsterdam (1999)
Selected to be an exchange student at the University of Amsterdam for six months as part of LLB studies focusing on European, international, commercial and trade law.

- Buris (1997), University of Fort Hare
Completed my first year at the then Vista University in Port Elizabeth (now part of Nelson Mandela University) and then moved to the University of Fort Hare, where he continued with the Bachelor of Law degree.
- Obtained Matric Certificate with University entrance qualification (1994), Solomon K Mahlangu High School, East London, Eastern Cape.

SHORT COURSES AND TRAINING

- **Program (Singapore, 2015): Awareness, Vision, Imagination, Role, Action**, is a reflective peer learning program targeted at C-suite executives, Insead Business School, (2017)
- Program for Management Development, University of Cape Town Graduate School of Business, (2009)
- European Competition Law Summer School, Cambridge University, (2006)
- Certificate in Competition Law (UCT) (2005)
- Tokiso Arbitration Course (2002)
- Trial Advocacy, Black Lawyers Association (1999)
- While in New York I attended various short practice-related courses organised and/or presented by the New York University Law School, Clifford Chance and the Association of the Bar of the City of New York. The courses included:
 - The life of a Company – From Formation to Dissolution
 - Introduction to a Deal: Corporate Acquisition
 - Introduction to a Deal: Business Financing
 - Initial Public Offerings
 - Introduction to US Securities Law
 - Due Diligence and Issue Sporting
 - Sale of Private Companies
 - Financial Statements Analysis

PROFESSIONAL AND BOARD MEMBERSHIPS

- Executive Director, Bonakele advisory Services (2023 – present)
- Non Executive Director, Business Partners (2024 – 2025)
- NED, Khula Business Properties (2024 - 2025)
- Member of the National Lotteries Board (2023 – present)
- NED, National Housing Finance Corporation (2022 – 2025)
- NED, PetroSA, Strategic Fuel Fund, iGas (Legacy Board for assets left out of a merger to form the South African National Petroleum Company) (2024 – present)
- NED, Small Enterprise Development and Finance Agency (2024 – present)
- Senior Fellow for Racial Equity, since 2022 (US/SA cross-Atlantic fellowship against racism)
- Admitted as an attorney of the High Court of South Africa (June 2001)
- Fellow, the Vance Centre for International Justice Initiatives, a program of the Association of the Bar of the City of New York to promote international justice (since 2002)
- Member, Bond Market Association's Global Documentation Steering Committee (2002)
- Associate, University of Johannesburg Centre for Competition for Competition Policy and Economic Development (CCRED)(since 2012)
- Board Member, SABC (2012 – 2014)
- Steering Committee Member, International Competition Network (ICN), a global network of competition authorities (2013 - 2022)
- Vice Chairperson, ICN (2018 – 2022)
- Chairman, Buffalo City Metro Development Agency (2013 – 2022)
- Chairman, African Competition Forum (2014 - 2022)
- Associate, Athens University of Economics and Business Annual Competition and Regulation European Summer School and Conference (CRESSE) (since 2017)
- Adjunct Professor, Wits University, since 2018
- Adjunct Professor, Nelson Mandela University, since 2019
- Board Chairperson, Small Enterprise Finance Agency (2023 – 2024)
- Board Chairperson, Small Enterprise Development Agency (2023 – 2024)

LEADERSHIP AND COMMUNITY INVOLVEMENT

- Chairperson and member of the board of directors of Go-gogo-go, an NGO empowering grandmothers in their role as caregivers covering in use of technology, health and education.
- Board Member, National Arts Festival

- Guest lecturing at University College of London competition LLB and masters programs
- Guest lecturing, core examiner and marker, Wits University Law School competition masters program
- Lecturer, African Leadership Module, Nelson Mandela University Business School from 2020
- Associate Member, Africa Committee of the Association of the Bar of the City of New York, 2002/2003 – promoting support for human rights and peace initiatives in Africa.
- Associate Member, International Committee of the Association of the Bar of the City of New York, 2002/2003 – promoting and supporting international justice.
- Treasurer, National Association of Democratic Lawyers, Port Elizabeth, 2000/2001
- South African University SRC's Deputy President, 1998
- SRC President, Fort Hare, 1997/98 – member of the University Council and Senate, member of the Joint subcommittee of Senate and Council drafting the University of Fort Hare founding legislation, member of the University Student Disciplinary Committee.

BOOKS, PAPERS AND PROFESSIONAL ACTIVITIES

- Bonakele, T. and Mncube, L., Designing Appropriate Remedies for Competition Law Enforcement: The Pioneer Food Settlement Agreement, Journal of Competition Law and Economics, 2012
- Bonakele, Beaty, Rasool and Kriek, Examining the entry of Walmart into South Africa: A stakeholder management perspective, South African Journal of Labour Relations (2013)
- Bonakele, Fox and Mncube (Editors), Competition Policy for the New Era, Oxford university Press
- Presented papers at various conferences and made written submissions at the Organisation for Economic Co-operation and Development (OECD) Competition Committee meetings, the International Competition Network and United Nations Committee on Trade and Development (UNCTAD) meetings on various economic and legal issues.

AWARDS AND KEY ACHIEVEMENTS

- Black Business Council Game Changer Award, 2023
- Black Business Quarterly (BBQ) Platinum Award, 2023
- BBQ Public Sector Visionary Award, 2023
- BMF Black Excellence Award for Outstanding Leadership and Professionalism (2017)
- Completed LPG Inquiry, the first under the Commission's enhanced powers following a 2009 amendment (2017)

- Conducted the largest dawn raids in the history of competition enforcement in South Africa (25 fire installation firms, 2017)
- First decision to block a merger successfully defended at the Competition Appeal Court (Imerys Andalusite, 2017)
- Levied the highest corporate penalty in South Africa (R1.5 billion, AMSA, 2016)
- Worked on the largest merges in South Africa (Massmart Walmart, 2009, SABInbev, 2016)
- Competition Commission Manager of the Year Award (2009)
- Core developed the Commission's Corporate Leniency Policy (2007)
- Core developed the Commission's Fast Track Settlement Policy to resolve the largest tender rigging conspiracy in the construction sector and leading its implementation (2009)
- Commission's lead counsel in the Sasol/Engen transaction, (2005)

References

1. Hardin Ratshisusu

Deputy Commissioner Competition Commission



2. Nkosikho Mbatha

