

**COMPETITION TRIBUNAL  
REPUBLIC OF SOUTH AFRICA**

**Case nos.: 137/X/Dec08**

In the application of:

Gemalto SA

and

Competition Commission

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Panel : Y Carrim (Presiding Member), N Manoim (Tribunal Member), and U Bhoola (Tribunal Member)

Heard on : 21 January 2009

Decided on : 21 January 2009

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**ORDER**

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Further to the application by the Applicants in terms of Rule 34(2)(b) of the Rules for the Conduct of Proceedings in the Competition Commission and in accordance with Rule 31(1) (f) of the Rules for the Conduct of Proceedings in the Competition Tribunal, and by agreement between the Applicants and the Competition Commission, the Competition Tribunal orders that –

1. The Commission refund the Applicants the amount of R 75 000. 00 (seventy five thousand rand) paid as a filing fee in respect of the notified intermediate merger, Commission reference number 2008Nov4115, which the Applicants have withdrawn.

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Y Carrim  
Presiding Member

**Concurring:** N Manoim and U Bhoola