



**competitiontribunal**  
*south africa*

## COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No: *IM077Aug16/PIL107Aug16*

In the matter between:

Italtile Ltd; Ceramic Industries (Pty) Ltd;  
Ezee Tile Adhesive Manufacturers (Pty) Ltd

Applicant

and

Competition Commission

Respondent

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Panel : N Manoim (Presiding Member)  
Y Carrim (Tribunal Member)  
A Ndoni (Tribunal Member)

Heard on : 25 – 26 October 2016 and 07 November 2016

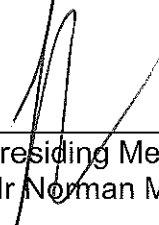
Decided on : 07 November 2016

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### **Order – Point *in Limine***

At its hearing on 7 November 2016 the Tribunal gave the following ruling at the conclusion of the *in limine hearing* :

1. The Tribunal finds it is unable, on the evidence before it, to resolve the *in limine* point in the applicant's favour, on a balance of probabilities;
2. The matter accordingly will have to proceed to a full hearing;
3. A pre-hearing must be held to determine further planning for the full hearing.

  
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Presiding Member  
Mr Norman Manoim

**Concurring:** Ms Yasmin Carrim and Ms A Ndoni