

COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No.: LM068Jul19

In the matter between: Senwes Ltd Primary Acquiring Firm And Grainovation (Pty) Ltd Primary Target Firm Panel : M Mazwai (Presiding Member) : E Daniels (Tribunal Panel Member) : Y Carrim (Tribunal Panel Member) Heard on : 04 September 2019 Decided on : 04 September 2019

ORDER

Further to the recommendation of the Competition Commission in terms of section 14A(1)(b) of the Competition Act, 1998 ("the Act") the Competition Tribunal orders that-

- the merger between the abovementioned parties approved in terms of section 16(2)(a) of the Act; and
- 2. a Merger Clearance Certificate be issued in terms of Competition Tribunal Rule 35(5)(a).

04 September 2019 Date

Presiding Member Mondo Mazwai

Concurring: Mr Enver Daniels and Ms Yasmin Carrim



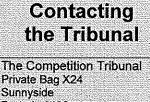
competition tribunal

Notice CT 10

About this Notice

This notice is issued in terms of section 16 of the Competition Act.

You may appeal against this decision to the Competition Appeal Court within 20 business days.



Pretoria 0132 Republic of South Africa tel: 27 12 394 3300 fax: 27 12 394 0169 e-mail: ctsa@comptrib.co.za

Merger Clearance Certificate

Date : 04 September 2019

То Cliffe Dekker Attorneys

Case Number: LM068Jul19

Senwes Ltd And Grainovation (Pty) Ltd

You applied to the Competition Commission on 21 June 2019 for merger approval in accordance with Chapter 3 of the Competition Act.

Your merger was referred to the Competition Tribunal in terms of section 14A of the Act, or was the subject of a Request for consideration by the Tribunal in terms of section 16(1) of the Act.

After reviewing all relevant information, and the recommendation or decision of the Competition Commission, the Competition Tribunal approves the merger in terms of section 16(2) of the Act, for the reasons set out in the Reasons for Decision.

This approval is subject to:

Х no conditions.

the conditions listed on the attached sheet.

The Competition Tribunal has the authority in terms of section 16(3) of the Competition Act to revoke this approval if

- a) it was granted on the basis of incorrect information for which a party to the merger was responsible.
- b) the approval was obtained by deceit.
- c) a firm concerned has breached an obligation attached to this approval.

The Registrar, Competition Tribunal



This form is prescribed by the Minister of Trade and Industry in terms of section 27 (2) of the Competition Act 1998 (Act No. 89 of 1998).