

**COMPETITION TRIBUNAL OF SOUTH AFRICA**

**Case No.: IM238Jan19/CNF275Mar19**

In the application for access to confidential information:

**KLEIN KAROO INTERNATIONAL (PTY) LTD** Applicant

**MOSSTRICH (PTY) LTD** Second Applicant

**CAPE KAROO (PTY) LTD  
(PREVIOUSLY OSTRICH SKINS (PTY) LTD)** Third Applicant

and

**EES MILLENERY (PTY) LTD** First Respondent

**CHARLES BIGGS N.O** Second Respondent

**THE COMPETITION COMMISSION OF SOUTH AFRICA** Third Respondent

AND IN:

**KLEIN KAROO INTERNATIONAL (PTY) LTD** Applicant

**MOSSTRICH (PTY) LTD** Second Applicant

**CAPE KAROO (PTY) LTD  
(PREVIOUSLY OSTRICH SKINS (PTY) LTD)** Third Respondent

And

**LEWITTON INDUSTRIAL CORPORATION CC** First Respondent

**THE COMPETITION COMMISSION OF SOUTH AFRICA** Second Respondent

**Case No: IM238Jan19**

In re the request for reconsideration of an intermediate merger:

**KLEIN KAROO INTERNATIONAL (PTY) LTD** Applicant

**MOSSTRICH (PTY) LTD** Second Applicant

**CAPE KAROO (PTY) LTD  
(PREVIOUSLY OSTRICH SKINS (PTY) LTD)** Third Applicant

And

**THE COMPETITION COMMISSION OF SOUTH AFRICA** First Respondent

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Panel : Y Carrim (Presiding Member)  
: A Ndoni (Tribunal Member)  
: M Mokuena (Tribunal Member)  
Heard on : 24 April 2019  
Order issued on : 24 April 2019

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**ORDER**

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The Competition Tribunal hereby orders as follows:

1. The Competition Commission of South Africa ("Commission") is ordered to provide the Applicants' legal representatives and expert economic advisors with access to the full version of the confidential Merger Report under case number 2018Aug0024, within 5 days of this order.
2. The Commission is ordered to provide the Applicants' legal representatives and expert economic advisers with access to the submissions made by EES Millenery (Pty) Ltd and Lewitton Industrial Corporation CC to the Commission, within 5 days of this order.
3. The Commission does not wish to rely on the information provided by Charles Biggs *N.O* to the Commission during the proceedings of the intermediate merger reconsideration. The Applicants accordingly withdraw their application against Charles Biggs *N.O*.
4. There is no order as to costs.



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**Ms Yasmin Carrim**

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**24 April 2019**

**Date**

**Ms Andiswa Ndoni and Mrs Medi Mokuena concurring.**