IN THE COMPETITION TRIBUNAL OF SOUTH AFRICA

CT Case No: 73/LMNov10

In the matter between:

THE ECONOMIC DEVELOPMENT DEPARTMENT	First Applicant
THE DEPARTMENT OF TRADE AND INDUSTRY	Second Applicant
THE DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES	Third Applicant

and

WAL-MART STORES, INC	First Respondent
MASSMART HOLDINGS LIMITED	Second Respondent

In re: the large merger between:

WAL-MART STORES, INC	Primary Acquiring Firm

and

MASSMART HOLDINGS LIMITED	Primary Target Firm

MERGER PARTIES' REPLY TO APPLICANTS' REQUEST FOR DISCOVERY

Subject to the reservation of their rights to dispute the participation of the applicants in these proceedings, and the entitlement of the applicants to seek any discovery from the merger parties, the merger parties tender the following documents which are relevant to the expert evidence contained in the RBB report:

1 The documents sought in paragraph 2.4, insofar as such documents exist in the form requested and are in the possession of Walmart (which Walmart has not yet been able to ascertain).

2 In response to paragraph 2.6, documents supporting Figures 4 and 5 of the RBB report insofar as they have not already been provided to the applicants.

3 The document sought in paragraph 2.9, which is in the public domain and can be obtained by the applicants from http://www.competition-commission.org.uk/rep_pub/reports/2008/538grocery.htm.

4 In response to paragraphs 2.10 and 2.11, documents supporting the figures in footnote 6 of the RBB report insofar as they have not already been provided to the applicants.

5 In response to paragraph 2.12, the ABRAS and AC Nielsen reports referred to in footnote 24 on page 50 of the RBB report (the footnote and

page references in paragraph 2.12 being erroneous), subject to an order from the Competition Tribunal directing such disclosure.

6 In response to paragraph 4.1, documents supporting the figures in Tables 7 and 8 of the RBB report insofar as they have not already been provided to the applicants.

7 In response to paragraph 4.6, Massmart is not in possession of the document requested.

8 In response to paragraph 4.7, the document sought is already in the merger record at page 2987.

The documents referred to in paragraphs 1, 2, 4, 5 and 6 above are confidential and are accordingly tendered subject to the provision of appropriate confidentiality undertakings by the relevant external legal representatives and expert economists.