



## COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No.: IM193Dec15/INT102Sep16

In the matter between:

ILLUMINA INC.

**Applicant**

And

ROCHE MOLECULAR SYSTEMS, INC.

**First Respondent**

KAPA BIOSYSTEMS, INC.

**Second Respondent**

THE COMPETITION COMMISSION OF SOUTH AFRICA

**Third Respondent**

*In re:* the intermediate merger reconsideration between:

ROCHE MOLECULAR SYSTEMS, INC.

**First Applicant**

KAPA BIOSYSTEMS, INC.

**Second Applicant**

And

THE COMPETITION COMMISSION OF SOUTH AFRICA

**Respondent**

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Panel : M Mazwai (Presiding Member)  
I Valodia (Tribunal Member)  
Y Carrim (Tribunal Member)

Heard on : 12 October 2016

Decided on : 12 October 2016

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### ORDER

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The Competition Tribunal, having noted the consensus reached by the parties on this matter, orders the following -

1. The applicant is granted leave to intervene in the proceedings under case no. IM193Dec15 ("the proceedings"); and
2. The applicant is entitled to participate in the hearing and pre-trial procedures to the full extent of a party to the proceedings.

  
**Presiding Member**  
**Ms Mondo Mazwai**

**12 October 2016**  
**Date**

**Concurring: Prof. I Valodia and Ms Y Carrim concurring**