

### COMPETITION TRIBUNAL OF SOUTH AFRICA

In the large merger betwee	n:	Case no: LM012APR22
MSC Mediterranean Shipping Company S.A.		Primary Acquiring Firm
And		
Bollore Africa Logistics SAS.		Primary Target Firm
Panel:	l Valodia (Presiding Member) F Tregenna (Tribunal Member) A Ndoni (Tribunal Member)	
Heard on: Decided on:	15 July 2022 15 July 2022	

#### 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–

- 1. the merger between the abovementioned parties be 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).

Signed by:Imraan Valodia Signed at:2022-07-15 08:25:22 +02:00 Reason:I approve this document

Imraan Valodia

15 July 2022

Date

Presiding Member Prof Imraan Valodia

Concurring: Prof Fiona Tregenna and Ms Andiswa Ndoni



# 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.

# Contacting the Tribunal

The Competition Tribunal Private Bag X24 Sunnyside 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 : 15 July 2022

To : Edward Nathan Sonnenbergs Attorney

Case Number: LM012APR22

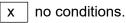
MSC Mediterranean Shipping Company S.A And Ballore Africa Logistics SAS.

You applied to the Competition Commission on <u>**14 April 2022**</u> 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:



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