



competitiontribunal  
SOUTH AFRICA

## COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No.: CR164Sep17

In the matter between:

Elliot Mobility (Pty) Ltd

**Applicant**

and

The Competition Commission

**Respondent**

*In re* the matter between:

The Competition Commission

**Applicant**

and

Stuttaford Van Lines Gauteng Hub (Pty) Ltd

**First Respondent**

Pickfords Removals SA (Pty) Ltd

**Second Respondent**

A&B Movers (Pty) Ltd

**Third Respondent**

Brytons Removals (Pty) Ltd

**Fourth Respondent**

Amazing Transport (Pty) Ltd

**Fifth Respondent**

Key Moves CC

**Sixth Respondent**

Bayley Worldwide CC

**Seventh Respondent**

Selection Cartage (Pty) Ltd

**Eighth Respondent**

Elliott Mobility (Pty) Ltd

**Ninth Respondent**

Crown Relocations (Pty) Ltd

**Tenth Respondent**

Magna Thomson (Pty) Ltd

**Eleventh Respondent**

Northern Province Professional Movers Association

**Twelfth Respondent**

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Panel : E Daniels (Presiding Member)  
M Mazwai (Tribunal Member)

Heard on : 09 May 2019

Decided on : 09 May 2019

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**ORDER**

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Following the hearing of this application from the Ninth Respondent to compel discovery, from the Commission, of the documents listed in its Request for Further and Better Discovery, the Tribunal orders as follows:

1. With regard to the document requests pertaining to the Commission's date of initiation on its initiation statement, the Tribunal directs the Commission to file a supplementary affidavit containing the following information:
  - 1.1. The date on which the Commissioner initiated the complaint in question;
  - 1.2. Confirmation that there are no extraneous documents that the Commissioner relied upon while taking the decision to initiate; and
  - 1.3. Alternatively, if during the course of drafting this affidavit, extraneous documents that were used during the course of the decision to initiate are found, the Commission is to list those documents that were taken into consideration.
2. The Commission is to file the abovementioned affidavit by **15 May 2019**.
3. With regard to the request for documents relating to the dates concerning the Ninth Respondent's marker application, the Ninth Respondent indicated, before the Tribunal, that it would not persist.

  
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**Presiding Member**  
**Mr Enver Daniels**

**09 May 2019**  
**Date**

**Concurring: Ms Mondo Mazwai**