



competitiontribunal
SOUTH AFRICA

COMPETITION TRIBUNAL REPUBLIC OF SOUTH AFRICA

Case NO: CR277FEB18 / DSC071Jul20

In the application to *compel* between:

Waco Africa (Pty) Ltd	First Applicant
Tedoc SGB Cape JV	Second Applicant
Superfecta SGB Cape JV	Third Applicant
Mtsweni SGB Cape JV	Fourth Applicant
Tedoc Industries (Pty) Ltd	Fifth Applicant
Superfecta Trading 159 CC	Sixth Applicant
Mtsweni Corrosion Control (Pty) Ltd	Seventh Applicant

And

The Competition Commission of South Africa	Respondent
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In re: the complaint referral between:

The Competition Commission of South Africa	Case No: CR277FEB18 Applicant
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And

Waco Africa (Pty) Ltd	First Respondent
Tedoc SGB Cape JV	Second Respondent
Superfecta SGB Cape JV	Third Respondent
Mtsweni SGB Cape JV	Fourth Respondent
Tedoc Industries (Pty) Ltd	Fifth Respondent
Superfecta Trading 159 CC	Sixth Respondent
Mtsweni Corrosion Control (Pty) Ltd	Seventh Respondent

Panel: Y Carrim (Presiding Member)
Decided on: 05 March 2021

Order

Having read the documents filed of record and considered the matter, the following agreement between the Applicants and the Respondent in the application to compel is hereby made an order of the Competition Tribunal of South Africa:

1. Prayer 2 of the Notice of Motion dated 17 July 2020 is granted, in that, items 3.5, 4.1, 4.3(a), 4.3(b) and 5.1 of the Commission's 15 June 2020 response to the Applicants' 15 April 2020 Request for Further and Better Discovery do not amount to "confidential information" in terms of sections 1(1), 44 and 45 of the Competition Act No 89 of 1998.

**Presiding Member
Ms Yasmin Carrim**

**05 March 2021
Date**