



COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No: IM104Sep19

In the matter between:

Rebel Packaging (Pty) Ltd

First Applicant

Right Corrugated Containers (Pty) Ltd

Second Applicant

and

The Competition Commission

Respondent

In re the intermediate merger between:

Rebel Packaging (Pty) Ltd

Acquiring Firm

and

Right Corrugated Containers (Pty) Ltd

Target Firm

Panel: T Ngcukaitobi (Presiding Member)
T Vilakazi (Tribunal Member)
A Ndoni (Tribunal Member)

Heard on: 20 November 2023

Last submission on: 21 November 2023

Decided on: 1 December 2023

ORDER

Further to the merging parties' consideration application in terms of section 16(1)(a) 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 34(a).

Signed by:Thando
Signed at:2023-12-01 12:05:01 +02:00
Reason:Witnessing Thando

Thando Vilakazi

Prof Thando Vilakazi

1 December 2023

Date

Concurring: Ms Andiswa Ndoni and Adv Tembeka Ngcukaitobi SC



competitiontribunal
SOUTH AFRICA

Merger Clearance Certificate

Date : 01 December 2023

To : Norton Incorporated

Case Number: IM104Sep19

Rebel Packaging (Pty) Ltd And Right Corrugated Containers (Pty) Ltd

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.

You applied to the Competition Commission on **25 June 2019** 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:

no conditions.

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.

Contacting the Tribunal

The Competition Tribunal
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The Registrar, Competition Tribunal