

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

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

Heard on : 09 May 2019

Decided on : 09 May 2019

ORDER

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.



Presiding Member
Mr Enver Daniels

09 May 2019
Date

Concurring: Ms Mondo Mazwai