



COMPETITION TRIBUNAL OF SOUTH AFRICA

Case No.: LM059Jul14

In the matter between:

Vodacom Proprietary Limited
Neotel Proprietary Limited

First Applicant
Second Applicant

and

The Competition Commission of South Africa
Vox Telecom Limited
DRS Proprietary Limited
Hetzner Proprietary Limited
BT Communications Services South Africa
Proprietary Limited
Rewards Co. Proprietary Limited
First Technology Proprietary Limited
Harmony Gold Mining Company Limited
Newwave Communications Proprietary Limited
SITA SOC Limited
T-Systems International GMBH
Echotel Proprietary Limited
T/A Echo Service Provider
The Road Accident Fund
Eastern Africa Submarine Cable System (EASSY)

First Respondent
Second Respondent
Third Respondent
Fourth Respondent

Fifth Respondent
Sixth Respondent
Seventh Respondent
Eighth Respondent
Ninth Respondent
Tenth Respondent
Eleventh Respondent

Twelfth Respondent
Thirteenth Respondent
Fourteenth Respondent

Panel : Norman Manoim (Presiding Member)
Imraan Valodia (Tribunal Member)
Anton R Roskam (Tribunal Member)

Heard on : 22 July 2015

Decided on : 22 July 2015

ORDER

The Competition Tribunal orders as follows:

1. The First Respondent should grant access in terms of section 45(1) of the Competition Act No. 89 of 1998 (as amended), to all information submitted to the First Respondent by the Second to Fourteenth Respondents under claims of confidentiality in relation to the proposed transaction between the applicants to the following parties:

1.1 The Applicants external legal representatives and independent economists.

1.2 The external legal representatives and independent economists of the following interveners

1.2.1. MTN (Pty) Ltd;

1.2.2. Cell C (Pty) Ltd;

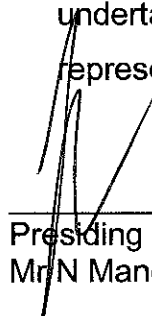
1.2.3. Dimension Data (Pty) Ltd (Internet Solutions);

1.2.4. Telkom SA SOC;

1.2.5. The Minister of Posts, Telecommunications and Broadcasting;

1.2.6. The Minister of Economic Development

2. Access granted will be subject to the provisions of the confidentiality undertakings signed by the Applicants' and the Intervenors' external legal representatives and independent economists.



Presiding Member
Mr N Manoim

Concurring: Prof I Valodia and Mr A Roskam concurring