

## **COMPETITION TRIBUNAL OF SOUTH AFRICA**

Case No.: CRP034Jun15/CON211Nov16

In the condonation application of:

Massmart Holdings Limited

**Applicant** 

and

**Shoprite Checkers Proprietary Limited** 

**First Respondent** 

In the matter between:

**Massmart Holdings Limited** 

**Applicant** 

and

**Shoprite Checkers Proprietary Limited** 

**First Respondent** 

**Pick N Pay Retailers** 

**Second Respondent** 

**Spar Group** 

Third Respondent

**South African Property Owners Association** 

Fourth Respondent

Panel

N Manoim (Presiding Member)

Y Carrim (Tribunal Member)

M Mazwai (Tribunal Member)

Heard on

21 February 2017

Decided on :

21 February 2017

## **ORDER: CONDONATION APPLICATION**

The Competition Tribunal, having heard the parties, makes the following order:

1. The Applicant's late filing of its amended referral affidavit dated 15 November 2016 is condoned:

- The First Respondent is to file its answering papers in the referral proceedings together with the other Respondents on 02 March 2017; and
- 3. The First Respondent is to pay is to pay the costs of the Applicant, on a party and party scale, including the costs of two counsel.

Presiding Member Mr Norman Manoim 21 February 2017 Date

Concurring: Ms Yasmin Carrim and Ms Mondo Mazwai