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AIDS HELPLINE: 0800-0123-22 Prevention is the cure

GENERAL NOTICES

NOTICE 1055 OF 2005 COMPETITION COMMISSION

NOTIFICATION TO CONDITIONALLY APPROVE THE TRANSACTION INVOLVING:

4284488 CANADA INC.

AND

CREO INCORPORATED

The Competition Commission hereby gives notice, in terms of Rule 38 (3)(c) of the 'Rules for the Conduct of Proceedings in the Competition Commission, that it has approved the transaction involving the above mentioned firms subject to the conditions set out below.

A. Condition

A moratorium is placed on retrenchments as a result of the merger at the merged entity for a period of one year. This means that no single worker may be retrenched as a result of the merger for a period of one year following the act of implementation of the merger.

B. Monitoring of the conditional approval

The following procedures must be adhered to in order for the Commission to properly monitor the abovementioned condition:

The merged entity must:

- a. Provide the Commission with quarterly reports regarding the effects of the proposed transaction on employment.
- b. Each report must include the following information:
 - I. The current levels of employment, per job category, at the merged entity.
 - II. The number of planned retrenchments per job category after one year from the date of implementation of the merger.
 - III. The process upon which the retrenchments will take place.
 - IV. A signed affidavit by a senior official of the merged entity confirming that the merged entity has honoured the moratorium placed on retrenchments for the period under review.

- c. **The** quarterly **reports** must be submitted for the period of this conditional approval. In the event **of** non-finalisation of the retrenchment process in the merged entity, within the period **of** this conditional approval, the merged entity shall **be** obliged to submit quarterly **reports** until the entire retrenchment **process** has been finalised.
- d. The quarterly reports must be **submitted** to the Commission **no** later than **one** calendar month following **the** end of each **quarter**.

Enquiries in this regard may be addressed to Ms. Lizel Blignaut at Private Bag X23, Lynnwood Ridge, 0040. Telephone: (012) 394 3295, or Facsimile: (012) 394 4295.
(Reference: 2005Mar1493)