Dear Sir or Madam

GROCERY RETAIL SECTOR MARKET INQUIRY: RESPONSE TO A SUBMISSION FROM A STAKEHOLDER

1. As you know, we act for Woolworths Proprietary Limited ("Woolworths").

2. We refer to the non-confidential versions of the submissions made by various stakeholders to the Panel of the Inquiry ("Panel") which were published on the Competition Commission’s website on 30 September 2016. Woolworths appreciates the opportunity extended to it by the Panel to respond to other stakeholders’ submissions.

3. Woolworths’ response is limited to a broad allegation made in the submission labelled "Private Citizen 2", in which an unidentified stakeholder alleges that the retail sector has not shown any interest in complying with the Consumer Goods and Services Industry Code of Conduct ("the Code"), which was signed into Law on 1 May 2015 by the Minister of Trade and Industry.

4. Woolworths acknowledges that this allegation does not single out any specific grocery retail chain and simply makes a broad claim. Nevertheless, Woolworths wishes to place on record that it denies that it has not shown any interest in complying with the Code.
5. On the contrary, Woolworths was instrumental in the early drafting of the Code and the eventual establishment of the Consumer Goods and Services Ombud ("CGSO") (the Code and CGSO are both referred to below as "the Scheme"). Furthermore, Woolworths remains committed to and actively participates in the Scheme.

6. More particularly, Woolworths wishes to highlight the following to the Panel:

6.1 As a member of the Consumer Goods Council of South Africa ("CGCSA"), Woolworths participated in a CGCSA steering committee which initiated discussions leading to the formation of the Scheme.

6.2 Woolworths (i) was one of the first retail chains to register as a participant with the CGSO, (ii) is involved in the governance of the CGSO, and (iii) interacts regularly with the CGSO in the exercise of the latter's functions.

6.3 Woolworths' Chief Executive Officer (CEO), Ms Zyda Rylands, is a non-executive board member of the CGSO.

6.4 Woolworths has an internal complaints management system which attends to complaints received directly from customers or via the CGSO.

6.5 Woolworths makes available copies and/or summaries of the Code and its complaint processes to consumers on request.

6.6 Woolworths maintains proper records for a minimum of three years of any complaints it receives.

7. The fact that the CGSO has never had to investigate and resolve a complaint against Woolworths (in terms of Stage 4 of the Code) and rather that Woolworths has itself resolved any complaint (in accordance with Stage 3 of the Code) bears testimony to Woolworths' compliance with the Code.

8. In the circumstances, Woolworths repeats its denial of the allegation in the submission labelled "Private Citizen 2".

9. We trust the above assists the Panel.

Yours faithfully

WEBBER WENTZEL
Robert Wilson
Partner

Letter sent electronically. A signed copy will be provided on request.