

NOTICE TO STAKEHOLDERS

PROVISIONAL REPORT REQUEST FOR ACCESS TO UNDERLYING DATA AND INFORMATION

Dear Stakeholder,

1. Following the publication of the Health Market Inquiry (HMI) Provisional Report on 5 July 2018, the Panel has received various requests for access to underlying data and information, considered in preparing the Provisional Report.
2. The HMI thus will open the Data Access Room to stakeholders, from **1 August 2018** to **31 August 2018**, in accordance with the framework provided for in Supplementary Guideline No. 2 on the management of access to confidential information.
3. The Data Access Room will, where appropriate, allow stakeholders to access the HMI underlying confidential information considered for purposes of the Provisional Report.
4. Stakeholders who seek access to underlying data should approach the Inquiry Director. However this does not preclude any stakeholder from approaching or negotiating with submitters of confidential information directly, or from applying to the Competition Tribunal for an appropriate order, where consent is not granted by the submitter, or where the access granted is rendered inadequate.
5. Access will be restricted to specified external legal and other expert advisers of affected stakeholders, whose interests may be affected by the confidential information.
6. The Data Access Room will be governed by the “Access Room Rules” set out in paragraphs 24 – 33 of the HMI Supplementary Guideline No. 2.
7. In the interest of efficiency, stakeholders are encouraged to submit their requests for access to data to the Inquiry Director, by **31 July 2018**, indicating the following:
 - (a) The specific areas of the Provisional Report for which access to data is sought;
 - (b) Detailed explanations as to what data is sought and the reasons therefor;

- (b) Full particulars of external advisers who will be accessing the Data Access Room;
and
 - (c) The undertaking by each external adviser in the prescribed form or a form substantially similar to Annexure C of Supplementary Guideline No 2.
8. All requests for data access must be specific and clearly illustrate the reasons for access, with a description of the data required for review.
 9. The HMI will allocate suitable dates for accessing the Data Access Room after evaluating the relevant stakeholder requests.
 10. The Data Access Room will be located at the HMI offices at Trevenna Campus, Block 2A, 4th Floor, 70 Meintjies Street, Sunnyside, Pretoria. Tel: (012) 762 6900.
 11. All requests must be made in writing, in accordance with the prescribed forms annexed to Supplementary Guideline No 2 and submitted to ClintO@compcom.co.za and PaulinaM@compcom.co.za, by **18:00** on **31 July 2018**.

Issued on: 23 July 2018

Clint Oellermann

HMI Inquiry Director