



NOTICE UNDER RULE 19 OF THE COMPETITION TRIBUNAL RULES

COMPETITION TRIBUNAL ENFORCEMENT ACTION NO. 1 OF 2017

Pursuant to rule 19 of the Competition Tribunal Rules, [Cap 619D], (“the CTR”) the Registrar hereby gives notice that an application under section 92 and 94 of the Competition Ordinance, Cap.619, has been filed by the Competition Commission (“the Applicant”) on 23<sup>rd</sup> March 2017 against Nutanix Hong Kong Limited, BT Hong Kong Limited, SiS International Limited, Innovix Distribution Limited (trading as Innovix Distribution) and Tech-21 Systems Limited (“the Respondents”)

The application states that the Respondents have contravened the First Conduct rule by engaging in bid-rigging in a tender conducted by the Hong Kong Young Women’s Christian Association in July 2016 for the supply and installation of an IT server system and more particularly a “hyper-converged system” based on Nutanix technology.

The Applicant seeks orders for pecuniary penalty against all the Respondents and a declaration that each of them has contravened the First Conduct Rule.

Any person who has a sufficient interest in the matters to which the proceedings relate may apply for leave to intervene in the proceedings in accordance with rule 20 of the CTR within 28 days from the date on which this notice is published.



The application for leave to intervene must be made by filing the application in Form 3 in the Schedule to the CTR.

Published on 24 March 2017

Registrar  
Competition Tribunal