

COMPETITION ACT 2010

Undertaking given by –

1. Jong Foh Jit Contractor
2. TTS Transport Sdn Bhd
3. Haiweima Sdn Bhd
4. Kenhai Sdn Bhd
5. Tan She Yan Contractor
6. Leep Thyhe Trading & Transport Sdn Bhd
7. Krian Lorry Transport Sdn Bhd
8. Weng Yue Cheong Transport Sdn Bhd
9. Sing Chuan Aik Transport Sdn Bhd
10. L & R Trading & Transport Sdn Bhd
11. PL Auto Trading
12. L & R Haulage Sdn Bhd
13. Doesbest (Sabah) Sdn Bhd
14. Lee Brothers Enterprise
15. Chua Eng Soon Construction Sdn Bhd
16. Huan Yong H/E & Transport
17. Tanjong Express (M) Sdn Bhd
18. Perling Express (M) Sdn Bhd
19. Sungei Buti Sdn Bhd
20. A'Formosa Decoration Sdn Bhd
21. Perusahaan Batu Tujuh Sdn Bhd
22. Syarikat Lean Hup
23. Soong Ki Trading Sdn Bhd
24. Kilang Papan Thong Mee Ching Kee Sdn Bhd
25. LTK Transport Sdn Bhd
26. Kar-Pak Logistics Services Sdn Bhd
27. Yau Brothers Trading & Transport Agency
28. Meranti Indah Transport Sdn Bhd

to the Competition Commission.

Enterprises giving this Undertaking

This Undertaking is given by the following enterprises i.e. the Central Committee Members of the Pan Malaysia Lorry Owners' Association (PMLOA) that acted on behalf of the PMLOA and its member associations to the Competition Commission ('the Commission') for the purposes of section 43 of the Competition Act 2010 ('the Act'):

No.	Name of Enterprise	Address of Enterprise
1	Jong Foh Jit Contractor (Jong Foh Jit, President)	No. 3B, Lot 2986, Lrg Bong Chin, 2 nd Mile, Rock Road, 93200 Kuching, Sarawak
2	TTS Transport Sdn Bhd (Dato' Yap Yeow Ho, Deputy President)	Lot 3485, Batu 31/2, Jln Gambang, 25150 Kuantan, Pahang
3	Haiweima Sdn Bhd (Steven Chua Pui Ming, Vice President 1)	SL 177, Bandar Leila, Jln Leila, P.O. Box 487, 90705 Sandakan, Sabah
4	Kenhai Sdn Bhd (Leow Hock Tiap, Vice President 2)	1695, Jln Sri Putri 4/1, Taman Putri Kulai, 81000 Kulai, Johor
5	Tan Seh Yan Contractors (Dato' Tan She Yan, Vice President 3)	J6616 Taman Sri Merlimau, 77300 Melaka
6	Leep Thye Trading & Transport Sdn Bhd (Anthony Tan Boon Siong, Secretary General)	Lot 537, Mukim Senai-Kulai, Batu 5 Jln Seelong, 81400 Senai, Johor
7	Krian Lorry Transport Sdn Bhd (Ong Hock Heng, Asst. Secretary-General)	484, Jln Sg Rambai, 14000 Bukit Mertajam, Pulau Pinang
8	Weng Yue Cheong	11, PSM Taman Tringkap Punchak 1, Kg

	Transport Sdn Bhd (Lau Sai Hoong, Treasurer)	Tringkap, 39100 Cameron Highlands
9	Sing Chuan Aik Transport Sdn Bhd (Cheok Kim Wan, Assistant Treasurer)	PT.850, Batu 71/2, Jln Seremban-Tampin, Kaw. Perindustrian Sg Gadut, 71450 Sg Gadut, Negeri Sembilan
10	L & R Trading & Transport Sdn Bhd (Lee Hung Yang, Committee Member)	Lot 22205, Jln 33/52, Seksyen 33 Shah Alam Techonology Park, 40400 Shah Alam, Selangor
11	PL Auto Trading (Alvin Loke Hoong Wei, Committee Member)	P.T. 3/2405, Jln Tuanku Antah, 70100 Seremban, Negeri Sembilan
12	L & R Haulage Sdn Bhd (Vissu a/l Rengasamy, Committee Member)	Lot No. P.T. 22864 & 22865, Jln Shahpadu Batu 3, Off Jalan Kapar, 42100 Port Klang, Selangor
13	Doesbest (Sabah) Sdn Bhd (Steven Foo, Committee Member)	Lot 48-3(f) 3 rd floor, Beverly Hills Plaza, 88200 Penampang, Kota Kinabalu Sabah
14	Lee Brothers Enterprise (Lee Yun Sang, Committee Member)	P.O. Box 109, 89057 Kudat, Sabah
15	Chua Eng Soon Construction Sdn Bhd (Chua Eng Choon, Committee Member)	557, Jln Stampin, Lorong 4, 93350 Kuching, Sarawak
16	Huan Yong H/E & Transport (Chin Hon Jun, Committee Member)	262, 51/2 Miles, Airport Road, Kuching Sarawak

17	Tanjong Express (M) Sdn Bhd (Poh Chye Eng, Committee Member)	PLOT 173, Jalan Perindustrian Bukit Minyak Industrial Park, 14100 Simpang Ampat, Pulau Pinang
18	Perling Express (M) Sdn Bhd (Cheng Siak Hor, Committee Member)	Jln Bukit Tengah MK 11, Bukit Tengah, 14000 Bukit Mertajam, Penang
19	Sungei Buti Sdn Bhd (Low Hai Nyin, Committee Member)	18, Jln Teratai 2/7G, Taman Bukit Teratai, Cheras 56100 Kuala Lumpur
20	A'Formosa Decoration Sdn Bhd (Teo Ee Kiong, Committee Member)	Lot 2966, Jln PK 7, Kawasan Perindustrian Krubong, 75250 Krubong. Melaka
21	Perusahaan Batu Tujuh Sdn Bhd (Rajagobal Sannassy, Committee Member)	Lot 519, KM 13, Bertam Ulu, 76450 Melaka
22	Syarikat Lean Hup (Len Foon Kong, Committee Member)	S15, Batu 46 Tringkap, 39100 Cameron Highlands, Pahang
23	Soong Ki Trading Sdn Bhd (Novan Hing CY, Committee Member)	No. 2-02, Jalan Ros Merah 2/17, Taman Johor Jaya, 81100 Johor Bahru, Johor
24	Kilang Papan Thong Mee Ching Kee Sdn Bhd (Dato' Chung King Tong, Committee Member)	30, Lorong Lahat, 30200 Ipoh, Perak
25	LTK Transport Sdn Bhd (Chee Tat Khian, Committee Member)	Lot 202185, Jln Zarib 1, Kawasan Perindustrian Zarib, 31500 Ipoh, Perak

26	Kar-Pak Logistics Services Sdn Bhd (Lee Gat Cheong, Committee Member)	27, Lrg Bunga Melati 2A, Tmn Maju Jaya, 56100 Kuala Lumpur
27	Yau Brothers Trading & Transport Agency (Siew Mee Yau, Committee Member)	Lot 81A, PT38881, Hala Perusahaan Menglembu 15, 31450 Menglembu, Perak
28	Meranti Indah Transport Sdn Bhd (Chah Chiang Teck, Committee Member)	No. 27A, Jalan Toh Puan Chah, 30300 Ipoh, Perak

Undertaking

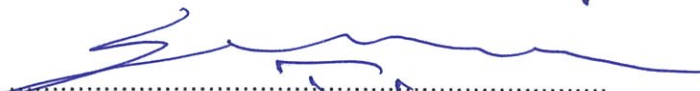
- (2) The Central Committee Members of the PMLOA hereby undertake to:
- (i) issue and publish a joint statement (as per the wordings and requirements set by the Commission stated in **Appendix A**) in major newspapers in four (4) major languages i.e. Bahasa Malaysia (Utusan Malaysia), English (The Star), Mandarin (Sin Chew Daily) and Tamil (Malaysia Nanban) to apologise for their anti-competitive behaviour;
 - (ii) circulate a copy of this Undertaking given to the Commission to each of the PMLOA's members; and
 - (iii) direct and ensure that the Central Committee Members of the PMLOA do not engage in any anti-competitive conduct in the future.

Acknowledgments

- (3) The Central Committee Members of the PMLOA acknowledge that:
- (i) as per section 43(3) of the Act, the Commission will make this Undertaking available for public inspection by publishing it on the Commission's website at www.mycc.gov.my.
 - (ii) the Commission will, from time to time, make public reference to the Undertaking including in news media statements and in the Commission's publications.

- (iii) this Undertaking in no way derogates the rights and remedies available to any other person arising from the alleged conduct.

Executed by -



President of the PMLOA



Secretary General of the PMLOA



On behalf of the Central Committee Members of the PMLOA which are listed below:-

1. Jong Foh Jit Contractor

No. 3B, Lot 2986,
Lrg Bong Chin, 2nd Mile,
Rock Road, 93200 Kuching, Sarawak

2. TTS Transport Sdn Bhd

Lot 3485, Batu 31/2,
Jln Gambang, 25150 Kuantan, Pahang

3. Haiweima Sdn Bhd

SL 177, Bandar Leila,
Jln Leila, P.O. Box 487, 90705 Sandakan, Sabah

4. Kenhai Sdn Bhd

1695, Jln Sri Putri 4/1,
Taman Putri Kulai, 81000 Kulai, Johor

5. Tan Seh Yan Contractors

J6616 Taman Sri Merlimau,
77300 Melaka

6. Leep Thye Trading & Transport Sdn Bhd

Lot 537, Mukim Senai-Kulai,
Batu 5 Jln Seelong,
81400 Senai, Johor

7. Krian Lorry Transport Sdn Bhd

484, Jln Sg Rambai,
14000 Bukit Mertajam,
Pulau Pinang

8. Weng Yue Cheong Transport Sdn Bhd

11, PSM Taman Tringkap Punchak 1,
Kg Tringkap, 39100 Cameron Highlands
Pahang

9. Sing Chuan Aik Transport Sdn Bhd

PT.850, Batu 71/2, Jln Seremban-Tampin,
Kaw. Perindustrian Sg Gadut,
71450 Sg Gadut, Negeri Sembilan

10. L & R Trading & Transport Sdn Bhd

Lot 22205, Jln 33/52,
Seksyen 33 Shah Alam Techonology Park,
40400 Shah Alam, Selangor

11. PL Auto Trading

P.T. 3/2405, Jln Tuanku Antah,
70100 Seremban, Negeri Sembilan

12. L & R Haulage Sdn Bhd

Lot No. P.T. 22864 & 22865,
Jln Shahpadu Batu 3, Off Jalan Kapar,
42100 Port Klang, Selangor

13. Doesbest (Sabah) Sdn Bhd

Lot 48-3(f) 3rd floor, Beverly Hills Plaza,
88200 Penampang, Kota Kinabalu, Sabah

14. Lee Brothers Enterprise

P.O. Box 109, 89057 Kudat, Sabah

15. Chua Eng Soon Construction Sdn Bhd

557, Jln Stampin, Lorong 4,
93350 Kuching, Sarawak

16. Huan Yong H/E & Transport

262, 51/2 Miles, Airport Road,
Kuching Sarawak

17. Tanjong Express (M) Sdn Bhd

PLOT 173, Jalan Perindustrian Bukit Minyak Industri Park,
14100 Simpang Ampat,
Pulau Pinang

18. Perling Express (M) Sdn Bhd

Jln Bukit Tengah MK 11, Bukit Tengah,
14000 Bukit Mertajam, Penang

19. Sungei Buti Sdn Bhd

18, Jln Teratai 2/7G, Taman Bukit Teratai,

Cheras 56100 Kuala Lumpur

20. A'Formosa Decoration Sdn Bhd

Lot 2966, Jln PK 7, Kawasan Perindustrian Krubong,
75250 Krubong, Melaka

21. Perusahaan Batu Tujuh Sdn Bhd

Lot 519, KM 13, Bertam Ulu,
76450 Melaka

22. Syarikat Lean Hup

S15, Batu 46 Tringkap,
39100 Cameron Highlands, Pahang

23. Soong Ki Trading Sdn Bhd

No. 2-02, Jalan Ros Merah 2/17, Taman Johor Jaya,
81100 Johor Bahru, Johor

24. Kilang Papan Thong Mee Ching Kee Sdn Bhd

30, Lorong Lahat,
30200 Ipoh, Perak

25. LTK Transport Sdn Bhd

Lot 202185, Jln Zarib 1,
Kawasan Perindustrian Zarib,
31500 Ipoh, Perak

26. Kar-Pak Logistics Services Sdn Bhd

27, Lrg Bunga Melati 2A, Tmn Maju Jaya,
56100 Kuala Lumpur

27. Yau Brothers Trading & Transport Agency

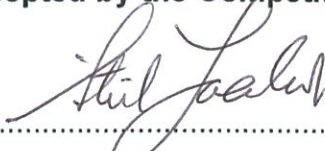
Lot 81A, PT38881, Hala Perusahaan Menglembu 15,
31450 Menglembu, Perak

28. Meranti Indah Transport Sdn Bhd

No. 27A, Jalan Toh Puan Chah,
30300 Ipoh, Perak

This.....7.....day of May 2014.

Accepted by the Competition Commission,

A handwritten signature in black ink, appearing to read "Siti Norma Yaakob", is written over a dotted line.

This.....7.....day of May 2014.

TAN SRI DATO' SERI SITI NORMA YAAKOB
Chairman
Malaysia Competition Commission

Requirement :

- 1) Width : 7 inches and Length : 5 inches;
- 2) The announcement is to be placed in the main section of the four (4) chosen newspapers listed in the Undertaking at the Central Committee Members of PMLOA's own cost;
- 3) To be published simultaneously before or on Friday, 9 May 2014; and
- 4) The Central Committee Members of the PMLOA shall use the following exact wordings and sentences for the announcement and the Central Committee Members of the PMLOA must ensure that the translation of the announcement into Bahasa Malaysia, Chinese and Tamil is accurate. Failure to ensure the accuracy of the translation will result in the republication of announcement at the Central Committee Members of PMLOA's own cost.

ANNOUNCEMENT OF APOLOGY

TAKE NOTICE THAT we, the Central Committee Members of PAN MALAYSIA LORRY OWNERS' ASSOCIATION (PMLOA) hereby tender an apology for our decision to fix transport charges in Malaysia by up to fifteen percent (15%). We fully accept that such decision has or is likely to infringe Section 4(2)(a) of Competition Act 2010. This decision was the result from a series of actions that took place between 5 and 11 September 2013 which was then announced in the Star newspaper on 11 September 2013.

TAKE FURTHER NOTICE THAT we, the Central Committee Members of PMLOA had rescinded the said decision on 25 September 2013 with immediate effect and thereafter had directed all the members of PMLOA to cease and desist from further implementing the decision. In addition, the Central Committee Members of PMLOA and all PMLOA's members hereby give an undertaking not to engage into any anti-competitive conduct in the future and shall ensure that its members comply with the Competition Act 2010 at all times.

Finally, **we, the Central Committee Members of PMLOA** hereby urge all enterprises in Malaysia not to engage into any anti-competitive behaviour and shall always ensure compliance with the Competition Act 2010.