

Completed acquisition by Rentokil Initial plc of Cannon Hygiene Limited

Consent to certain actions for the purposes of the Interim Order made by the Competition and Markets Authority (CMA) on 5 July 2018

We refer to your emails of the 30 and 31 January 2019 requesting that the CMA consents to derogations to the Interim Order of 5 July 2018 (the **Order**).

Under the Order, save for written consent by the CMA, Rentokil and Cannon are required to take specified actions to ensure that the Rentokil business and the Cannon business are carried on separately and refrain from taking any action which might prejudice a reference under section 22 of the Enterprise Act or impede the taking of any remedial action by the CMA.

The terms defined in the Order have the same meaning in this letter.

After due consideration of your request for derogations from the Order, based on the information received from you and in the particular circumstances of this case, Rentokil and Cannon may carry out the following actions, in respect of the specific paragraphs:

1. Paragraphs 5(m) of the Order

On the 30 January 2019, the CMA was informed that Rentokil was seeking a derogation to apply for consent for [X], a senior interim lawyer with Rentokil, to obtain access to commercially sensitive information of Cannon for the purposes of assisting in relation to the implementation of the remedies contained in the CMA's final report on the completed acquisition by Rentokil Initial of Cannon dated 25 January 2019.

In particular the CMA consents to a derogation from paragraph 5(m) of the Order, and such other paragraphs as are necessary, to permit [X] to liaise with Cannon and to obtain access to commercially sensitive Cannon information in order to assist

in the planning, design and implementation of the Remedies, on the basis that he signs a confidentiality undertaking.

The CMA's consent is conditional upon the following controls:

- (a) A signed copy of [X] NDA agreement is provided to the CMA
- (b) To the extent that the CMA decides that it requires it, the Monitoring Trustee shall be given access to the confidential information that is being shared with [X]

Anne Lambert
Inquiry Group Chair

8 February 2019