



MERGER DECISION NO 22: 2015

DECISION ON THE PROPOSED ACQUISITION OF ASPHALT BOTSWANA (PTY) LTD BY TSHEPHO TILE PRODUCTS (PTY) LTD

PURSUANT to section 60(4)(a)(ii) of the Competition Act (Cap 46:09), notice is hereby given on the decision made by the Competition Authority in respect of the proposed acquisition of 100% interest in Asphalt Botswana (Pty) Ltd by Tshepho Tile Products (Pty) Ltd.

The Authority determined through the analysis of the facts of the case, that the proposed transaction is not likely to result in the prevention or substantial lessening of competition, or endanger the continuity of the service offered in the market. The market structure in the construction industry, specifically the road construction and maintenance, will not be significantly altered, and as such does not raise any competition concerns.

Pursuant to the provisions of section 55 of the Competition Act, the Authority has therefore unconditionally approved the proposed acquisition of 100% issued share capital in Asphalt Botswana (Pty) Ltd by Tshepho Tile Products (Pty) Ltd.

However, as stated under section 66 of the Act, this approval does not override or negate any other mandatory statutory approvals or processes that any of the parties to this merger must comply with under the Laws of Botswana.

Dated at Gaborone, this 18th day of September, 2015

Thula Kaira, Chief Executive Officer, Competition Authority, P/Bag 00101, Gaborone, Plot 28, Matsitama Road, Tel: 3934278 Fax: 3121013