



## MERGER DECISION NO 28: 2018

### Notice in terms of Section 60(4)(a)(ii) of the Competition Act

#### **DECISION ON THE PROPOSED ACQUISITION OF 51% AND 49% OF THE ISSUED SHARES IN ROBOR (PTY) LTD BY ROBOR HOLDINGS (PTY) LTD AND MACSTEEL SERVICES CENTRE SA (PTY) LTD, RESPECTIVELY.**

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 ("the Authority") in respect of proposed acquisition of 51% and 49% of the issued shares in Robor (Pty) Ltd by Robor Holdings (Pty) Ltd and Macsteel Services Centre SA (Pty) Ltd.

The Authority determined through the analysis of the facts of the merger, that the proposed transaction is not likely to result in the prevention or substantial lessening of competition, or endanger the continuity of the service, in the markets for *the production and sale of carbon based welded steel small tube & pipe and the provision of value added products and services* in Botswana. Furthermore, there are no negative public interest concerns that have been identified.

Pursuant to the provision of section 60 of the Competition Act, the Authority has unconditionally approved the proposed acquisition of 51% and 49% of the issued shares in Robor (Pty) Ltd by Robor Holdings (Pty) Ltd and Macsteel Services Centre SA (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 9<sup>th</sup> day of November 2018.

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