



MERGER NOTICE NO 36: 2024

THE PROPOSED SALE AND PURCHASE OF AN IMMOVABLE PROPERTY CONSISTING OF LAND AND BUILDING SITUATED IN THE REMAINING EXTENT OF LOT 68289, GABORONE (A PORTION OF LOT 65878, GABORONE, FROM, TKM ENGINEERING (PTY) LTD BY BEAMWATER (PTY) LTD

Pursuant to section 49(1) of the Competition Act 2018, the Competition and Consumer Authority ("the Authority") has received a merger notification for the proposed sale and purchase of an immovable property consisting of land and building situated in the remaining extent of Lot 68289, Gaborone (a portion of Lot 65878, Gaborone, from, TKM Engineering (Pty) Ltd ["TKM Engineering" or "the Target Enterprise"] by Beamwater (Pty) Ltd ["Beamwater" or "Acquiring Enterprise"].

The Acquiring Enterprise, Beamwater, is a company incorporated in accordance with the Laws of the Republic of Botswana. It is a 100% subsidiary of Tsetseng Retail Group (Pty) Ltd ["Tsetseng Group"]; trading as Spar Supermarket and operates certain Spar stores in Botswana. Beamwater is a property company, and currently owns a warehouse property situated in Phakalane at Plot No.79992. This warehouse is rented to Tsetseng Group for its warehouse needs.

The Director of Beamwater is Frans Jacobus Jooste (Nambian).

The Target Enterprise, TKM Engineering, is a company incorporated in accordance with the Laws of Botswana. It is controlled by Tshotlego Kagiso, Boipuso Masala, Zenzo Mabutho and Oratile Godfrey Rapula. These individuals do have other business interests in Botswana. TKM Engineering is in the business of construction and engineering, with a customer base throughout Botswana. In addition, the Target Enterprise owns a property being the remaining extent of Lot 68289, Gaborone (a portion of Lot 65878, Gaborone [*the Property being Sold*]).

The Directors of TKM Engineering are Tshotlego Kagiso, Boipuso Masala, Zenzo Mabutho and Oratile Godfrey Rapula (All Batswana).

According to section 50 (3) of the Competition Act 2018, "any person, including a third party not a party to the proposed merger, may voluntarily submit to the inspector or the Authority any document, affidavit, statement or other relevant information in respect of a proposed merger."

The Authority therefore seeks any stakeholder views for or against the proposed merger, which may be sent within 10 days from date of this publication to the following address:

Director, Mergers and Monopolies
Competition and Consumer Authority
Private Bag 00101
Plot 28, Matsitama Road, Main Mall
Gaborone
Tel: +267 3934278 Fax: +267 3121013
Email: info@cca.co.bw