



## **MERGER NOTICE NO 30: 2016**

### **THE PROPOSED ACQUISITION OF ASSETS AND CESSION OF THE MAIN CONTRACTS BELONGING TO 4MS GROUP HOLDINGS (PTY) LTD BY TRANSPORT HOLDINGS LTD.**

Pursuant to section 56(1) of the Competition Act [CAP 46:09], the Competition Authority has received a merger notification for the proposed acquisition of assets and cession of the main contracts belonging to 4MS Group Holdings (Pty) Ltd ("4MS Group") by Transport Holdings Ltd ("Transport Holdings").

The acquiring enterprise, Transport Holdings (incorporated in Botswana) is owned 80% by Imperial Holding Group (incorporated in South Africa) and the remaining 20% is held by Mr. Anthony Lee, the Managing Director of Transport Holdings. Transport Holdings acquired the business of Mulbridge Transport Ltd ("Mulbridge Transport") early last year which was approved by the Competition Authority. Transport Holdings wholly owns Express Cartage (Pty) Ltd ("Express Cartage"), and has 70% shareholding in Imperilog Botswana ("Imperilog"), in Botswana. Express Cartage is engaged in general consolidation transportation and provide line haul for some contract customers. Imperilog is an agent for global freight forwarders and engaged in customs clearing services. Transport Holdings, together with its subsidiaries are operational in Botswana, South Africa, Mozambique and Namibia. The Directors of Transport Holdings are: A. J. Lee (Motswana); D Sibeko (Motswana) and M. J. Erasmus (South Africans).

The target enterprise, 4MS Group is a company incorporated under the Laws of the Republic of Botswana. 4MS Group was established in 2004 as a Citizen/ Driver Empowerment Scheme by Kgalagadi Breweries Ltd ("KBL"), and it is in the businesses of adhoc line haul transport to the general market and line haul transport services to KBL.

According to section 57(3), of the Competition Act, "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 Competition 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:

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