



MERGER DECISION NO 12: 2020

Notice in Terms of Section 53(4)(a)(ii) of the Competition Act of 2018

THE PROPOSED ACQUISITION OF 80% OF THE ISSUED SHARE CAPITAL IN BRIGHT EMPLOYEE BENEFITS (PTY) LTD BY TRECATTLE GLOBAL INVESTMENTS L.L.C FROM NARBOROUGH CRAFT (PTY) LTD.

Pursuant to section 53(4)(a)(ii) of the Competition Act, notice is hereby given on the decision made by the Competition and Consumer Authority ("the Authority") in respect of the proposed acquisition of 80% of the issued share capital in Bright Employee Benefits (Pty) Ltd by Trecastle Global Investments L.L.C from Narborough Craft (Pty) Ltd.

The Authority determined through the analysis of the facts of the merger that there are no substantial competition concerns that will arise in the market for the provision of micro lending products and services in Botswana given the fact that:

- a. The proposed transaction will not alter the structure of the market under consideration; and
- b. The implementation of the proposed merger would not result in the merged entity inheriting any dominant position.

However, it is noted that the proposed acquisition gives rise to public interest concerns under section 52(2)(e) of the Competition Act of 2018 ("the Act"), whereby possible retrenchments may arise due to the change of management.

Taking the public interest concerns and pursuant to the provisions of section 53 of the Act, the Authority has approved the proposed acquisition of 80% of the issued share capital in Bright Employee Benefits (Pty) Ltd by Trecastle Global Investments L.L.C from Narborough Craft (Pty) Ltd with the following condition:

- a. There shall be no merger related retrenchments that may affect the local employees of Bright Employee Benefits (Pty) Ltd.

However, as stated under section 61 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 24th day of June 2020.

Tebelelo Pule, Chief Executive Officer, Competition and Consumer Authority, P/Bag 00101, Gaborone, Plot 28, Matsitama Road, Tel: 3934278 Fax: 3121013