



## **MERGER DECISION NO 28: 2017**

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

#### **DECISION ON THE PROPOSED TRANSFER OF OWNERSHIP OF BLUE STAR DIAMONDS BOTSWANA (PTY) LTD FROM BLUE STAR DIAMONDS INDIA TO BLUE STAR DIAMONDS DMCC**

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 transfer of ownership of Blue Star Diamonds Botswana from Blue Star Diamonds (Pty) Ltd to Blue Star Diamonds DMCC Dubai

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 services offered in the market under consideration. The market structure in the provision for cutting and polishing of rough diamonds, as well as, the exportation of rough and polished diamonds will not be altered, and as such, does not raise any competition concerns.

Pursuant to the provisions of section 60 of the Competition Act, the Authority has approved the proposed transfer of ownership of Blue Star Diamonds Botswana (Pty) Ltd from Blue Star Diamonds (Pty) Ltd to Blue Star Diamonds DMCC Dubai with the undertaking that there shall be no retrenchments as a result of the proposed transaction.

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 20<sup>th</sup> day of July 2017.

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