



MERGER DECISION NO 43: 2017

DECISION ON THE PROPOSED ACQUISITION OF 74% ISSUED SHARES OF SCAW SOUTH AFRICA LIMITED BY BARNES SOUTHERN PALACE HOLDINGS (PTY) LTD.

PURSUANT to section 60(4)(a)(ii) of the Competition Act (Cap 46:09), notice is hereby given on the decisions made by the Competition Authority ("the Authority") in respect of the proposed acquisition of 74% of the issued shares of Scaw South Africa (Pty) Ltd by Barnes Southern Palace Holdings (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 services offered in the market under consideration. The market structure in the manufacturing of grinding media, processed cast, wire rod and rolled products will not be altered, and as such does not raise any competition concerns. Furthermore, there are no negative public interest concerns that have been identified.

Pursuant to the provisions of section 60 of the Competition Act, the Authority has unconditionally approved the proposed acquisition of 74% of the issued shares of Scaw South Africa (Pty) Ltd which will at the time of the transaction comprise the wire rod products and rolled products divisions, by Barnes Southern Palace Holdings (Pty) Ltd.

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 20th day of December 2017.

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