

MERGER NOTICE NO 44: 2021

THE PROPOSED ACQUISITION OF 51% OF ISSUED SHARE CAPITAL IN ASPEN LOGISTIC SERVICES (PTY) LTD BY FRIEDSHELF 1726 (PTY) LTD FROM BARLOWORLD TRANSPORT (PTY) LTD.

Pursuant to section 49(1) of the Competition Act of 2018, the Competition and Consumer Authority has received a merger notification in relation to the proposed acquisition of 51% of the issued share capital in Aspen Logistic Services (Pty) Ltd ("Aspen") by Friedshelf 1726 (Pty) Ltd ("Friedshelf") from Barloworld Transport (Pty) Ltd ("BWT"). The proposed acquisition will culminate in Friedshelf owning 100% of the issued share capital in Aspen.

Friedshelf, the Acquiring Enterprise, is a company incorporated in accordance with the Laws of the Republic of South Africa. It is wholly owned and controlled by Aspen Business Trust; a family trust registered in South Africa. Friedshelf is an investment holding company that holds an interest in Aspen.

The Director of Friedshelf is Dr Sujen Padayatchi (South African citizen).

Aspen, the Target Enterprise, is incorporated in accordance with the Laws of the Republic of South Africa. Aspen is a road transport and Logistics Company involved in the transportation of temperature controlled fast-moving consumer goods (FMCGs) in South Africa and neighbouring countries. It is jointly owned and controlled by Friedshelf and BWT. In turn, Aspen wholly owns and controls Haiden Investments (Pty) Ltd ("Haiden"), a company incorporated in accordance with the Laws of the Republic of Botswana. Haiden is active in the road transport and logistics industry in Botswana.

The Directors of Haiden are Mr Mohammed Ismail Ebrahim (Motswana) and Dr Sujen Padayatchi (South African).

According to section 50(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 and Consumer 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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