



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$4.00

WINDHOEK - 30 October 2013

No. 5325

CONTENTS

Page

GENERAL NOTICES

No. 413	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Bidvest Group Limited // Mvelaserve Limited	2
No. 414	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Newshelf 1261 Proprietary Ltd // Rocla Pipes (Namibia) Proprietary Ltd and Snip Investments (Proprietary) Ltd	2
No. 415	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Apollo Tyres Limited // Cooper Tire and Rubber Company	3
No. 416	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Grage Investment Thirty Four Proprietary Ltd // Murray & Roberts (Namibia) Ltd	4
No. 417	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Graham Peter Louw (Rossmund Golf Course cc) // Willem Arie van der Plas	4
No. 418	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Oryx Properties Limited // Tuinweg Property Investments (Pty) Ltd	5
No. 419	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Aspen Pharmacare Holdings Ltd // Merck, Sharp & Dohme B.V	6

General Notices

NAMIBIAN COMPETITION COMMISSION

No. 413

2013

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: BIDVEST GROUP LIMITED // MVELASERVE LIMITED
CASE NO.: 2013JULY0027MER

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **2 July 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *any condition attached to the approval of the merger that is material to the implementation is not complied with.*

F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 414

2013

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: NEWSHELF 1261 PROPRIETARY LTD // ROCLA PIPES (NAMIBIA)
PROPRIETARY LTD AND SNIP INVESTMENTS (PROPRIETARY) LTD
CASE NO.: 2013JULY0034MER

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **23 August 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 415

2013

**NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: APOLLO TYRES LIMITED// COOPER TIRE AND RUBBER COMPANY
CASE NO.: 2013JULY0029MER**

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **11 July 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 416

2013

**NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: GRAGE INVESTMENT THIRTY FOUR PROPRIETARY LTD // MURRAY &
ROBERTS (NAMIBIA) LTD
CASE NO.: 2013JULY0036MER**

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **31 July 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION**

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 417

2013

**NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: GRAHAM PETER LOUW (ROSSMUND GOLF COURSE CC) //
WILLEM ARIE VAN DER PLAS
CASE NO.: 2013AUG0036MER**

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **9 August 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.

4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *any condition attached to the approval of the merger that is material to the implementation is not complied with.*

F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 418

2013

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: ORYX PROPERTIES LIMITED // TUINWEG PROPERTY INVESTMENT (PTY)
LTD

CASE NO.: 2013JULY0032MER

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **19 July 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION

Windhoek, 1 October 2013

NAMIBIAN COMPETITION COMMISSION

No. 419

2013

**NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED
MERGER: ASPEN PHARMACARE HOLDINGS LTD // MERCK, SHARP & DOHME B.V.
CASE NO.: 2013JULY0031MER**

Competition Act, 2003 (Act No. 2 of 2003)
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **17 July 2013**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if -
 - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
 - (b) *any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**F. HANGULA
CHAIRPERSON
NAMIBIAN COMPETITION COMMISSION**

Windhoek, 1 October 2013