



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$4.00

WINDHOEK - 12 March 2015

No. 5687

### CONTENTS

*Page*

#### GENERAL NOTICES

No. 106	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Lixil Group Corporation ("Lixil") // Grohe Group S.A.R.L ("Grohe") .....	1
No. 107	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: The Trustee of The Preferred Investment Property Fund ("PIPF") // Aloe Investment Number Seventy Five (Pty) Ltd // Mr. Simon Hercules Steyn .....	2
No. 108	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Ascendis Health Limited // Lexshell 834 Investments Proprietary Limited .....	3
No. 109	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Hangala Properties (Pty) Ltd // The Preferred Investments Property Fund // BV Investments One Hundred and Fifty Seven (Pty) Ltd .....	3
No. 110	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Preferred Investment Property Fund // PPH Otavi (Pty) Ltd .....	4

## General Notices

### NAMIBIAN COMPETITION COMMISSION

No. 106

2015

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: LIXIL GROUP CORPORATION ("LIXIL") // GROHE GROUP S.A.R.L ("GROHE")  
CASE NO.: 2014DEC0082MER

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 December 2014**.

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.*

**S. AKWEENDA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 107

2015

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO  
PROPOSED MERGER: THE TRUSTEE OF THE PREFERRED INVESTMENT  
PROPERTY FUND ("PIPF") // ALOE INVESTMENT NUMBER SEVENTY FIVE  
(PTY) LTD // MR. SIMON HERCULES STEYN  
CASE NO.: 2014DEC0075MER

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 December 2014.**
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.*

**S. AKWEENDA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 108

2015

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO  
PROPOSED MERGER: ASCENDIS HEALTH LIMITED // LEXSHELL 834  
INVESTMENTS PROPRIETARY LIMITED  
CASE NO.: 2014DEC0083MER

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

1. The Commission received notification of the abovementioned proposed merger on **18 December 2014**.
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.*

**S. AKWEENDA**  
**CHAIRPERSON**  
**NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 109

2015

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: HANGALA PROPERTIES (PTY) LTD // THE PREFERRED INVESTMENTS  
PROPERTY FUND // BV INVESTMENTS ONE HUNDRED AND FIFTY SEVEN (PTY) LTD  
CASE NO.: 2014DEC0080MER

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 January 2015**.
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.*

**S. AKWEENDA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 110

2015

**NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: PREFERRED INVESTMENT PROPERTY FUND // PPH OTAVI (PTY) LTD  
CASE NO.: 2014DEC0076MER**

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

1. The Commission has received notification of the abovementioned proposed merger on **12 December 2014.**
2. Please note that the Commission has **approved the proposed transaction without conditions.**
3. The Commission's decision is based on grounds that the proposed transaction is not likely to 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.*

**S. AKWEENDA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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