

## MERGER DECISION NO 13: 2026

### Notice in Terms of Section 53(4) (a)(ii) of the Competition Act 2018

#### DECISION ON THE ASSESSMENT OF THE PROPOSED PURCHASE AND SALE OF TRIBAL GRANT NO. 8 LM LOCATED IN THE KGALAGADI TRIBAL AREA FROM, BUCKSHOT (PTY) LTD BY THE NEW GROUP (PTY) LTD

#### Introduction of the Merging Parties

Pursuant to section 53(4)(a)(ii) of the Competition Act 2018 (“the Act”), notice is hereby given on the decision made by the Competition and Consumer Authority (“the Authority”) in relation to the proposed purchase and sale of Tribal Grant No. 8 LM located in the Kgalagadi Tribal Area (“Target Property” or “Target Enterprise”), from Buckshot (Pty) Ltd [“Buckshot” or “Seller”] by The New Group (Pty) Ltd [“The New Group” or “Acquiring Enterprise”].

The Acquiring Enterprise, The New Group, is a company incorporated in accordance with the Laws of Botswana. The Target Enterprise is currently owned and controlled by Buckshot (the Seller), a company incorporated in accordance with the Laws of Botswana.

#### Merging Parties

The Acquiring Enterprise is a newly established and incorporated company and is not yet operational. On the hand, the Seller was previously engaged in cattle and game farming at the Target Property in Kang. The Target Property is currently operated solely as a game farm.

In light of the above, the Proposed Transaction does not give rise to any horizontal overlap in the activities of the Merging Parties. Furthermore, the Acquiring Enterprise is considered a new entrant in the market in which the Target Enterprise operates. Consequently, the proposed merger is not expected to alter the relevant market post-implementation, as the status quo will be maintained. Therefore, there are no competition concerns to arise as a result of the proposed transaction.

## Competitive Analysis and Public Interest

The Authority has established that the Proposed Transaction is not likely to result in a substantial lessening of competition, nor endanger the continuity of service in the market relevant in Botswana. Furthermore, the proposed merger will not have any negative effect on public interest matters in Botswana as per the provisions of section 52(2) of the Competition Act 2018.

## The Determination

Pursuant to the provision of Section 53 of the Competition Act, 2018, the Authority has decided to unconditionally approve the proposed purchase and sale of Tribal Grant No. 8 LM located in the Kgalagadi Tribal Area, from Buckshot (Pty) Ltd by The New Group (Pty) Ltd.

However, as stated under section 61 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 on this 26<sup>th</sup> day of March 2026.

Gideon G. Nkala, Chief Executive Officer, Competition and Consumer Authority, P/Bag 00101, Gaborone, Plot 28, Matsitama Road, Tel: 3934278 Fax: 3121013