



MERGER DECISION

PROPOSED ACQUISITION OF 34.5% OF THE ISSUED SHARE CAPITAL IN ADCOCK INGRAM HOLDINGS LIMITED BY BIDVEST GROUP LIMITED THROUGH ITS SUBSIDIARY, BB INVESTMENT COMPANY PROPRIETARY LIMITED

Pursuant to section 60(4)(a)(ii) of the Competition Act, notice is hereby given on the decision made by the Competition Authority in respect of the following proposed acquisition:

The Authority determined to unconditionally authorise the proposed transaction on the grounds that the analysis of the facts of the case have shown that there were no substantive competition concerns that will arise with respect to the acquisition of Adcock by Bidvest Group Limited through its wholly owned subsidiary, BB Investment in the market for the distribution of pharmaceutical and hospital products and services in Botswana, given the fact that:

- i. The proposed transaction is not likely to result in substantial lessening of competition, nor endanger the continuity of service, due to the absence of product overlap between the activities of the merging parties in Botswana;
- ii. Similarly, the implementation of the proposed merger is not expected to result in the merged entity attaining a dominant position, as the transaction is not expected to affect the current market structure; and
- iii. No negative effect on public interest has been identified, in relation to the provisions of section 59(2).

Pursuant to the provision of section 55 of the Competition Act, the Authority has unconditionally approved the proposed merger.

As provided for 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 the merger must comply with under the Laws of Botswana.

Dated at Gaborone this 4th day of November, 2014

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