



MERGER DECISION NO 29: 2016

DECISION ON THE PROPOSED ACQUISITION OF 50% OF THE SHARES IN BA ISAGO UNIVERSITY (PTY) LTD BY WENGE (PTY) LTD [WHICH IS IN THE PROCESS OF CHANGING ITS NAME TO EMBURY BOTSWANA (PTY) LTD].

PURSUANT to section 60(4)(a)(ii) of the Competition Act (Cap 46:09), notice is hereby given on the decision made by the Competition Authority in respect of the proposed acquisition of 50% of the shares in Ba Isago University (Pty) Ltd by Wenge (Pty) Ltd which is in the process of changing its name to Embury Botswana (Pty) Ltd.

The Authority determined through the analysis of the facts of the merger, that the proposed transaction is not likely to result in the prevention or substantial lessening of competition, or endanger the continuity of the services offered in the markets under consideration. The market structure in the provision of private education services in Botswana will not be altered and as such this transaction does not raise any competition concerns.

Pursuant to the provisions of section 55 of the Competition Act, the Authority has unconditionally approved the proposed acquisition of 50% of the shares in Ba Isago University (Pty) Ltd by Wenge (Pty) Ltd which is in the process of changing its name to Embury Botswana (Pty) Ltd.

However, as stated 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 these mergers must comply with under the Laws of Botswana.

Dated at Gaborone this 14th day of November 2016

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