

**MERGER DECISION NO 43 OF 2022****DECISION ON THE ASSESSMENT OF THE PROPOSED ACQUISITION OF 100% OF THE ISSUED SHARES IN VEELINE HOLDINGS PROPRIETARY LIMITED BY ARBI RYAZ, ROSSENKHAN MOHAMMED YUSUF, AND IQBAL IMITIAZ MAHOMED FROM JOHN BARRY EVANS AND RUTH YVONNE EVANS****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 respect of the proposed acquisition of 100% of the issued shares in Veeline Holdings Proprietary Limited (“Veeline”) by Arbi Riyaz, Rossenkhan Mohammed Yusuf, and Imtiaz Iqbal Mahomed from John Barry Evans and Ruth Yvonne Evans (“the Acquiring Enterprise”). The transaction was notified to the Authority on 04<sup>th</sup> November 2022 and the merger assessment was completed on 24<sup>th</sup> November 2022.

The Acquiring Enterprise comprises businessmen who are citizens of Botswana. Arbi Riyaz has business interests in the car dealership, tyre parts and sales industry. Rossenkhan Mohammed Yusuf’s businesses operate in the following markets: property investment, Auto Parts, Filling Station and stationery and Electronics. Iqbal Imtiaz Mahomed’s companies trade in the Filling Station and property investment markets.

Veeline, the Target Enterprise, is incorporated in accordance with the Laws of the republic of Botswana. Its shareholders are John Barry Evans and Ruth Yvonne Evans, who are British citizens. In turn, Veeline does not control any enterprise. It trades as a property Investment enterprise.

**Relevant Markets**

The Merging Parties operate as industrial property investors, as such, there exists a horizontal overlap in the activities of the Merging Parties. However, there is lack of geographical overlap since the Target Enterprise is situated in Gaborone while the Acquiring Enterprise is in Mogoditshane.

**Competitive Analysis and Public Interest**

The Authority has not established any substantial lessening of competition concerns arising from the merger due to a lack of geographical overlap in the activities of the Merging Parties. Furthermore, there is no acquisition of market dominance post-merger; nor any negative effect on public interest that has been identified.

## **The Determination**

Pursuant to the provision of Section 53 of the Competition Act, the Authority has decided to unconditionally approve the proposed acquisition of 100% of the issued shares in Veeline Holdings Proprietary Limited by Arbi Riyaz, Rossenkhan Mohammed Yusuf, and Imtiaz Iqbal Mahomed from John Barry Evans and Ruth Yvonne Evans.

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 24<sup>th</sup> day of November 2022.

Tebelelo Pule, Chief Executive Officer, Competition and Consumer Authority,  
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