



MERGER NOTICE NO 15: 2024

THE PROPOSED ACQUISITION OF THE REMAINDER OF LOT 68292 GABORONE (A PORTION OF LOT 65878 GABORONE) FROM WATERWAYS (PTY) LTD BY SEVENTY5 DEGREES (PTY) LTD FOR AND ON BEHALF OF BOTSWANA PUBLIC OFFICERS PENSION FUND

Pursuant to section 49(1) of the Competition Act 2018, the Competition and Consumer Authority ("the Authority") has received a merger notification for the proposed acquisition of the remainder of LOT 68292 Gaborone (a portion of LOT 65878 Gaborone) (the "Target Property") from Waterways (Pty) Ltd by ("Waterways" or the "Target Enterprise") by Seventy5 Degrees (Pty) Ltd ("Seventy5 Degrees" or the "Acquiring Enterprise") for and on behalf of Botswana Public Officers Pension Fund ("BPOPF"), (the "Proposed Transaction"). Following the implementation of the Proposed Transaction, the Target Property will be managed by the Acquiring Enterprise.

The Acquiring Enterprise, Seventy5 Degrees, is a company incorporated in accordance with the Laws of Botswana. Seventy5 Degrees is controlled by Baalakani Nlumbile (70%) and Ronald Kabelo Modikana (30%) (both Batswana) whom are also its Directors. The Acquiring Enterprise is a duly appointed property asset manager for the BPOPF. BPOPF is a pension fund for the Botswana public service employees.

The other Directors of Seventy5 Degrees are Thokozani Marvin Torto, Obonetse J Motheletsi, Simisane Curtis Matobolo, Tshepiso Innocent Makgoeng, Benny Medupi and Dabilo Malebogo Mokobi (all Batswana).

The Target Enterprise, Waterways, is a private limited liability company incorporated in accordance with the Laws of Botswana. The Shareholders of Waterways are Arend Thijs Aarse (50%) and Maria Magaretha Feringa (50%) (both Dutch) who are also its Directors. Waterways does not control any entities in Botswana. The Target Enterprise is a property investment company and holds LOT 68292, a commercial building located in Phakalane, Gaborone.

According to section 50 (3) of the Competition Act 2018, "any person, including a third party not a party to the proposed merger, may voluntarily submit to the inspector or the Authority any document, affidavit, statement or other relevant information in respect of a proposed merger." The Authority therefore seeks any stakeholder views for or against the proposed merger, which may be sent within 10 days from the date of this publication to the following address:

Director, Mergers and Monopolies
Competition and Consumer Authority
Private Bag 00101
Plot 28, Matsitama Road, Main Mall
Gaborone
Tel: +267 3934278 Fax: +267 3121013
Email: info@cca.co.bw