



MERGER NOTICE NO 27: 2020

THE PROPOSED ACQUISITION OF THE ENTIRE ISSUED SHARE CAPITAL OF TUPPERWARE HOLDINGS SOUTH AFRICA PROPRIETARY LIMITED BY BACHIQUE 813 PROPRIETARY LIMITED FROM TUPPERWARE NEDERLAND B.V.

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 entire issued share capital of Tupperware Holdings South Africa (Pty) Ltd ("Tupperware Holdings SA") by Bachique 813 (Pty) Ltd ("Newco") from Tupperware Nederland B.V.

The acquirer, Newco is a company incorporated in accordance with the Laws of Republic of South Africa. Currently, Newco is directly or indirectly controlled by Forbes Investment Holdings (Pty) Ltd ("FIH") and Trinitas Equity Partners (Pty) Ltd ("Trinitas Equity Partners"). The latter is a privately owned South African investment group that has investments across a range of industry sectors such as the manufacturing of automotive products, retail property development and general merchandise/ consumer goods distribution.

FIH is a South African domiciled investment holding company that has investments and expertise in retail property development, property investment and the manufacture and distribution of non-alcoholic beverages. Newco is a newly incorporated enterprise, established for purposes of the proposed transaction, presently it has no business activities.

The Directors of Newco are Andrew Stuart Hall (South African); Yousuf Sujee (South African); and Andrew Stuart McLeod (South African).

The target enterprise, Tupperware Holdings SA, is a company incorporated in accordance with the Laws of Republic of South Africa. It directly or indirectly controls Avroy Shlain Cosmetics (Pty) Ltd ("ASC"). ASC, in turn, controls Avroy Shlain Cosmetics (Botswana) (Pty) Ltd. Tupperware Holdings SA through ASC is active throughout Botswana on a national basis. Tupperware Holdings SA has no activities outside of being a holding company for ASC, which is involved in direct selling of personal care and beauty products in Southern Africa. However, ASC develops, markets and supplies its own products, under the Avroy Shlain brand name, to end consumers through independent beauty advisors across Southern Africa including Botswana.

The Directors of Tupperware Holdings SA are: Susan Carol Mawer (South African); Cassandra Elaine Harris (USA); and Karen Sheehan (USA).

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 Competition and Consumer Authority therefore seeks any stakeholder views for or against the proposed merger, which may be sent within 10 days from date of this publication to the following address:

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