



MERGER NOTICE NO 30: 2022

THE PROPOSED ACQUISITION OF THE DRIVE CONTROL BUSINESS FROM DRIVE CONTROL CORPORATION (BOTS) (PTY) LTD BY DCC BOTSWANA (PTY) LTD

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 business of Drive Control Corporation (Bots) (Pty) Ltd (the "Drive Control Business" or "Target Business") of Drive Control Corporation (Bots) (Pty) Ltd ("Drive Control Corporation") by DCC Botswana (Pty) Ltd ("DCC" or "Acquiring Enterprise").

The Acquiring Enterprise, DCC is a company registered in accordance with the Laws of the Republic of Botswana and it is a newly formed company that is established for the purpose of the proposed transaction. DCC is controlled by DCC Group (Pty) Ltd ("DCC Group") through a company based in South Africa called DCC SA Holdco (Pty) Ltd. DCC Group is ultimately controlled by: LDGM Trust, through Fairstone Equity Fund (Pty) Ltd; Kleoss Capital (Pty) Ltd ("Kleoss Capital"), through DCC Equity Investments (Pty) Ltd ("DCC Equity"); and Kleoss Capital Fund II ("Fund II"). All shareholders of DCC Group are entities registered in accordance with the Laws of the Republic of South Africa. LDGM Trust, Kleoss Capital and the companies they control do not generate turnover or hold assets in Botswana. Furthermore, none of the portfolio companies of Fund I generate turnover or hold assets in Botswana.

The Director of DCC is Carlos Jorge Henriques Ferreira (South African) and the Board of Trustees of LDGM Trust are: Carlos Jorge Henriques Ferreira, Nicola Antoinette Ferreira, and Bradley James (South Africans).

The Drive Control Business is controlled by Drive Control Corporation. Drive Control Corporation, is a company incorporated in accordance with the Laws of the Republic of Botswana. Drive Control Corporation is controlled by Mr. Neil Erwin Rex ("Mr. Rex") who is an adult South African male of full legal capacity. The Drive Control Corporation owns and operates the Drive Control Business. The Drive Control Corporation does not control any other enterprise. The Drive Control Business distributes Information and Communications Technology (ICT) hardware and software products and related equipment in Botswana. The Target Business does not distribute to the public but rather to retailers and value-added resellers that on-sell the products to end users. The Brands distributed by the Target Business in Botswana include: APC; Canon; Dell; Hewlett Packard; Lenovo; Lexmark; Oki Printers; Philips Monitors; and Symantec.

The Directors of Drive Control Corporation are: Andries Petrus De Jager, Jenny Rex, Neil Erwin Rex, and Zahid Mohammed Patel (South Africans).

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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