



## **MERGER NOTICE NO 35: 2017**

### **THE PROPOSED ACQUISITION OF 100% OF THE SHARES IN BONSOIR (PTY) LTD, FROM TECSA (PTY) LTD BY BEIJER REF AB**

Pursuant to section 56(1) of the Competition Act (Cap 46:09), the Competition Authority has received a merger notification for the proposed acquisition of 100% of the shares in Bonsoir (Pty) Ltd ("Bonsoir"), from Tecsa (Pty) Ltd ("Tecsa") by Beijer Ref AB ("Beijer").

The acquiring enterprise, Beijer, is a Swedish company listed on the Nasdaq Nordic Stock Exchange. Beijer wholly owns Metraclark (Pty) Ltd ("Metraclark"), a company registered in South Africa, which in turn wholly owns Scotcool Refrigeration Wholesalers (Pty) Ltd ("Scotcool"), a company incorporated in accordance with the Laws of the Republic of Botswana. Scotcool has recently changed its name to Metraclark Botswana Proprietary Limited ("Metraclark Botswana"). Metraclark Botswana is active in the wholesale supply of refrigeration and air-conditioning systems; their components; and spare parts throughout Botswana. The directors of Metraclark Botswana are: Humphrey Mbondenyei (Kenyan) and Johannes Jurie Benade (South African).

The target enterprise, Bonsoir, is a company incorporated under the Laws of the Republic of Botswana. Bonsoir is a wholly owned subsidiary of Tecsa which is ultimately controlled by Westbrooke Investments (Pty) Ltd ("Westbrooke Investments"), both companies are based in South Africa. Bonsoir is active in the importation and wholesale supply of post-warranty appliance parts; as well as refrigeration and air-conditioning systems, their components and spare parts throughout Botswana. The directors of Bonsoir are Alan Stephen Brown (British); and Sumaya Khan (Motswana).

According to section 57(3), of the Competition Act, "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 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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