

MERGER NOTICE NO 35: 2019**THE PROPOSED ACQUISITION OF 100% OF THE ISSUED SHARES AND CLAIMS OF GEM DIAMONDS BOTSWANA (PTY) LTD BY PRO CIVIL (PTY) LTD FROM GEM DIAMONDS LIMITED.**

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 issued shares and claims of Gem Diamonds Botswana (Pty) Ltd ("Gem Botswana") by Pro Civil (Pty) Ltd ("Pro Civil") from Gem Diamonds Limited ("Gem Diamonds").

Pro Civil, the acquiring enterprise, is incorporated in accordance with the Laws of Botswana. The acquirer is a Project Management and Engineering Consultancy enterprise which does not control any other enterprise in Botswana. Pro Civil is jointly controlled by Mmoloki Poloko ("Mmoloki") and Tumisang Precious Poloko ("Tumisang") who are also its Directors. Mmoloki and Tumisang do not control any other enterprise in Botswana.

The target enterprise, Gem Botswana, is incorporated in accordance with the Laws of Botswana. Gem Botswana's mine, called Ghaghoo, is located in the Central Kalahari Game Reserve and is engaged in the production of diamonds. The target enterprise does not directly or indirectly control any firm.

Gem Botswana is wholly owned by Gem Diamonds, a company incorporated in accordance with the Laws of England and Wales. Gem Diamonds is a leading global diamond producer with diamond mining operations in Lesotho and Botswana. Gem Diamonds does not directly control or indirectly control any other firm other than Gem Botswana.

The Directors of Gem Botswana are Haile Mphusu (Motswana) and Michalakis Michael (South African).

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:

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