



MERGER NOTICE NO 27: 2023

THE PROPOSED SALE AND ACQUISITION OF LOT 9975 (REMAINING EXTENT OF FARM 153-NL) GHANZI FROM CAREL LEMCKE BY TSHUKUDU METALS BOTSWANA (PTY) LIMITED

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 sale and acquisition of Lot 9975 (remaining extent of farm 153-NL) Ghanzi from Carel Lemcke (the "Target Enterprise") by Tshukudu Metals Botswana (Pty) Ltd ("Tshukudu Metal" or the "Acquiring Enterprise").

The Acquiring Enterprise, Tshukudu Metal is a company incorporated in accordance with the Laws of Botswana. Tshukudu Metal is controlled by Metal Capital Limited, a company registered in the United Kingdom. The Acquiring Enterprise does not control any entity in Botswana. The Acquiring Enterprise owns mining and prospecting licenses and has commenced producing copper concentrates at its Motheo Copper Mine situated 70 kilometers from Ghanzi, Botswana.

The Directors of Tshukudu Metal are Gabriel G Chinyepi (Motswana), Jason Lester Grace (Australian), Matthew Leslie Fitzgerald (Australian), Ian James Kerr (Australian) and Dale Ian Burgess (Australian).

The Target Enterprise, Carel Lemcke is an adult male of full legal capacity and a citizen of Botswana. The Target Enterprise is an individual and a sole trader farmer operating as such from Lot 9975 (the remaining extent of Farm 153-NL) located in Ghanzi. For completeness, the Target Enterprise is in the Business of cattle farming and currently uses the Property as their main residence, for farming related activities and irrigation. The Target Enterprise is not controlled by any entity but it controls the following companies which are registered in accordance to the Laws of Botswana:

- i. Super Stone Investments (Pty) Ltd, a company which provides cattle farming and maintenance works;
- ii. Lemcke Cattle Company (Pty) Ltd involved in cattle farming;
- iii. Supple Ventures (Pty) Ltd a property holding company; and
- iv. Noble Energy (Pty) Ltd which provides maintenance works.

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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