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Common Market for Eastern
and Southern Africa

CCC Merger Inquiry Notice No. 21 of 2019

Notice of Inquiry into the Acquisition by Dairy Distributors S.A.E. of Greenland Group for Food Industries S.A.E.

It is hereby notified in terms of Article 26(6) of the COMESA Competition Regulations (the “**Regulations**”) that the COMESA Competition Commission (the “**Commission**”), after receiving a notification in terms of Article 24 of the Regulations regarding the merger involving Dairy Distributors S.A.E (“**Dairy Distributors**”) and Greenland Group for Food Industries S.A.E. (“**Greenland Food**”), intends to embark on an inquiry in terms of Article 26 of the Regulations.

The parties have submitted that the notified transaction entails the acquisition by Dairy Distributors of the entire shareholdings of Greenland Food.

The parties have submitted that Dairy Distributors is the acquirer for purposes of this transaction. Dairy Distributors is a joint venture owned by Halawa and the Lactalis Group and manufactures processed cheese, yogurt and UHT milk in Egypt. Dairy Distributors is part of BSA International S.A. Group. In the Common Market, BSA International S.A. derives revenue in the following Member States: Burundi, Comoros, the Democratic Republic of Congo, Djibouti, Egypt, Ethiopia, Kenya, Libya, Madagascar, Malawi, Mauritius, Seychelles, Sudan, Eswatini, Zambia, and Zimbabwe.

The parties have submitted that Greenland Food was established in accordance with the provisions of the Investment Guarantees and Incentives Law No. 8 of 1997, of Egypt. Greenland Food’s location is in Plot 106, industrial zone, B3, 10th of Ramadan City. Greenland Food’s objective is to establish and operate a factory for the production of food industries, dairy products, juices and concentrates, all kinds of ghee, sauce, and manufacture of containers. In the Common Market, Greenland Food derives revenue in the following Member States: Burundi, Comoros, Egypt, Kenya, Libya, Madagascar, Mauritius, Seychelles, and Rwanda.

The Commission will, in accordance with the provisions of the Regulations, determine among other things whether or not the merger is likely to substantially prevent or lessen competition within the Common Market and whether the merger is or would be contrary to the public interest as provided for under Article 26 of the Regulations. In view of this, the Commission hereby gives notice to all interested stakeholders, including competitors, suppliers and customers of the merging parties to submit written representations to the Commission with regard to the subject matter of the proposed inquiry by emailing them to:

sbooluck@comesa.int. All written representations should be sent to the Commission not later than **19th July 2019**.

If you wish to seek further details and/or clarifications on any aspect of this proposed transaction or need assistance you may get in touch with **Ms. Sandya Booluck, Senior Analyst, Mergers and Acquisitions** on Tel: +265 (0) 1 772 466 or E-mail sbooluck@comesa.int.

All written representations submitted to the Commission will be treated with the strictest confidentiality and will only be used for the purpose of this inquiry.