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Common Market for Eastern  
and Southern Africa

*8<sup>th</sup> October 2020*

### **CCC Merger Inquiry Notice No. 26 of 2020**

#### **Notice of Inquiry into the Proposed Merger Involving Grainveta Limited and Al Dahra Group Sole Proprietorship LLC**

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 proposed merger between Grainveta Limited and Al Dahra Group Sole Proprietorship LLC, intends to embark on an inquiry in terms of Article 26 of the Regulations.

The parties have submitted that Grainveta Limited, a private company limited by shares incorporated in the Abu Dhabi Global Market, has entered into a share purchase agreement dated 27 May 2020 with Baynunah Agriculture LLC, a limited liability company duly incorporated under laws of the UAE (the “SPA”). In accordance with the SPA, Grainveta Limited shall acquire 50% of the total issued share capital of Al Dahra Group Sole Proprietorship LLC, a limited liability company duly incorporated under laws of the UAE (the “Transaction”).

The Target group specialises in the cultivation, production and trading of animal feed and essential human food commodities such as rice, flour, fruits and vegetables. In the Common Market, the Target Group undertake the following business activities:

- Egypt: agriculture and sale of wheat, corn, citrus fruits, potatoes, and alfalfa.
- Tunisia: sale of alfalfa
- Mauritius: sale of wheat straw pellets

Grainveta Limited has been established for the purposes of implementation of the Transaction. Grainveta is wholly owned by Nutrivation Holding Limited. The Acquirer Group produces and/or sells the following products: steel and aluminium products, cables, tomato paste, palm dates, fruit concentrate, frozen vegetables, and chili paste in the following Member States: Egypt, Ethiopia, Kenya, Libya, Malawi, Mauritius, Seychelles, Sudan, and Tunisia.

The Commission will, in accordance with the provisions of the Regulations, determine, among other things, whether or not the Proposed Transaction is likely to substantially prevent or lessen

competition within the Common Market and whether the Proposed Transaction 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 parties to the proposed transaction to submit written representations to the Commission with regard to the subject matter of the proposed inquiry by emailing them to: [sbooluck@comesa.int](mailto:sbooluck@comesa.int). All written representations should be sent to the Commission not later than **27<sup>th</sup> October 2020**.

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 [sbooluck@comesa.int](mailto: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.