



Kang'ombe House, 5th Floor-West Wing
P.O. Box 30742
Lilongwe 3, Malawi
Tel: +265 (0) 1 772 466
Email- compcom@comesa.int



Common Market for Eastern
and Southern Africa

18th October 2021

CCC Merger Inquiry Notice No. 28 of 2021

Notice of Inquiry into the Proposed Establishment of Full Function Greenfield Joint Ventures in Kenya and Uganda by Nutreco International B.V. and each of Unga Farm Care E.A Limited and Unga Millers (Uganda) Limited

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 establishment of full function Greenfield Joint Ventures in Kenya and Uganda by Nutreco International B.V. (“**Nutreco**”) and each of Unga Farm Care E.A Limited (“**Unga**”) and Unga Millers (Uganda) Limited¹, intends to embark on an inquiry in terms of Article 26 of the Regulations. The parties to the proposed transaction are Nutreco International B.V (Nutreco) and Unga Farm Care E.A. Limited (Unga) as proposed joint venture partners.

The proposed transaction entails Nutreco and Unga consolidating of certain parts of their animal feed and aquafeed businesses currently conducted in Kenya, Rwanda, and Uganda within the COMESA region.

Nutreco is a global leader in animal nutrition and aquafeed with its headquarters in The Netherlands. Nutreco supplies complete feeds for various farmed animal species including poultry, pigs, ruminants and fish under two global brands, Skretting and Trouw Nutrition. It also supplies animal feed ingredients such as vitamins, minerals, amino acids, additives and protein and starch sources. Nutreco currently exports complete feed and equivalents from Europe and Egypt to Kenya, Rwanda, Uganda and several other countries within the Common Market. In the Common Market, Nutreco is active in the following Member States: Democratic Republic of Congo, Egypt, Ethiopia, Kenya, Libya, Madagascar, Malawi, Mauritius, Rwanda, Sudan, Tunisia, Uganda, Zambia and Zimbabwe.

Unga is a leading animal feed manufacturer in Kenya. It is part of Unga Group Plc which is listed on the Nairobi Securities Exchange. Unga manufactures, markets and supplies complete feeds for various farmed animal species including poultry, pigs, ruminants and fish under the brand name FUGO. Unga also exports complete feed and equivalents from Kenya to Rwanda

¹ Unga Millers (Uganda) Limited is a dormant company that falls under the common control of Unga.

and Uganda. In the Common Market, Unga is active in the following Member States: Kenya, Rwanda and Uganda.

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 relating to the inquiry by emailing them to: akamanga@comesa.int. All written representations should be sent to the Commission not later than 8th November 2021.

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 **Mr. Ali Kamanga, Senior Analyst, Mergers and Acquisitions** on Tel: +265 (0) 1 772 466 or akamanga@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.