



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$4.80

WINDHOEK - 9 January 2012

No. 4867

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## General Notices

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### NAMIBIAN COMPETITION COMMISSION

No. 1 2012

NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

PROPOSED MERGER NOTICE – AFROPULSE 565 (PROPRIETARY) LIMITED //  
DURO PRESSINGS (PROPRIETARY) LIMITED  
CASE NO.: 2011OCT0097MER

1. The Commission has received notification of the abovementioned proposed merger on **30 September 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA**  
**CHAIRPERSON**  
**NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 2

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – B2GOLD CORP // AURYX GOLD CORP  
CASE NO.: 2011NOV0109MER**

1. The Commission has received notification of the abovementioned proposed merger on **11 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 3

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – BIDVEST NAMIBIA LIMITED //  
TAEUBER & CORSSSEN SWA (PTY) LTD  
CASE NO.: 2011OCT0099MER**

1. The Commission has received notification of the abovementioned proposed merger on **6 October 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 4

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – BLUEDRIP S.ar.L // NETAFIM LIMITED  
CASE NO.: 2011OCT00101MER**

1. The Commission has received notification of the abovementioned proposed merger on **20 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 5

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – KLAUS DIETER NIPKO // HALLIE INVESTMENT  
NUMBER TWO HUNDRED AND EIGHTY SEVEN CC  
CASE NO.: 2011DEC118MER**

1. The Commission has received notification of the abovementioned proposed merger on **2 December 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 6

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – ONDERO INVESTMENTS (PROPRIETARY) LIMITED //  
KILIMANJARO TRADING (PROPRIETARY) LIMITED  
CASE NO.: 2011NOV112MER**

1. The Commission has received notification of the abovementioned proposed merger on **18 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 7

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – KRAFT FOODS SOUTH AFRICA //  
SPRINGER SCHOKOLADENFABRIK (PTY) LTD  
CASE NO.: 2011OCT0103MER**

1. The Commission has received notification of the abovementioned proposed merger on **28 October 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 8

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

PROPOSED MERGER NOTICE –LEDER CHIC SWAKOPMUND //  
FISCON INVESTMENTS 257 CC  
CASE NO.: 2011NOV0106MER

1. The Commission has received notification of the abovementioned proposed merger on **8 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 9

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

PROPOSED MERGER NOTICE – METROPOLITAN LIFE NAMIBIA LIMITED //  
MOMENTUM LIFE ASSURANCE NAMIBIA LIMITED  
CASE NO.: 2011NOV0114MER

1. The Commission has received notification of the abovementioned proposed merger on **25 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

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**CHAIRPERSON**  
**NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 10

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – MRS CHRISTINA GREEFF // NINETY NINE FM  
CASE NO.: 2011NOV0111MER**

1. The Commission has received notification of the abovementioned proposed merger on **18 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA**  
**CHAIRPERSON**  
**NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 11

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – ERASTUS SHAPUMBA PROPERTIES CC // NICTUS  
HOLDINGS LIMITED/CORPORATE PROPERTIES (PTY) LTD  
CASE NO.: 2011NOV0107MER**

1. The Commission has received notification of the abovementioned proposed merger on **16 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 12

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – NICTUS HOLDINGS LTD // HERTA ERNST  
INVESTMENTS (PTY) LTD  
CASE NO.: 2011NOV0104MER**

1. The Commission has received notification of the abovementioned proposed merger on **2 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 13

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE – PAN TERRA INDUSTRIES INCORPORATED //  
CONGO NAMIBIA TRADING (PTY) LTD  
CASE NO.: 2011NOV0115MER**

1. The Commission has received notification of the abovementioned proposed merger on **28 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 14

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

PROPOSED MERGER NOTICE – PHILCO ONE HUNDRED AND FOURTY  
FIVE (PTY) LTD // EWALD M. FEIERSINGER T/A HARMONY SEMINAR CENTRE  
CASE NO.: 2011OCT0098MER

1. The Commission has received notification of the abovementioned proposed merger on **5 October 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

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CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 15

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

PROPOSED MERGER NOTICE – STICHTING AFRICAN RETREATS & EURO AFRICA  
TRADING CC // LIANSHULU LODGE (PTY) LTD  
CASE NO.: 2011OCT0102MER

1. The Commission has received notification of the abovementioned proposed merger on **26 October 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.

3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

**L. MURORUA  
CHAIRPERSON  
NAMIBIAN COMPETITION COMMISSION**

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**NAMIBIAN COMPETITION COMMISSION**

No. 16

2012

**NOTICE OF DETERMINATION MADE BY COMMISSION  
IN RELATION TO PROPOSED MERGER**

Competition Act, 2003 (Act No. 2 of 2003)  
(Section 47(7), Rule 30)

**PROPOSED MERGER NOTICE –WINDHOEK NOMINEES CC // ERIC KNOUWDS  
CASE NO.: 2011NOV0113MER**

1. The Commission has received notification of the abovementioned proposed merger on **25 November 2011**.
2. Please note that the Commission has **approved the proposed merger without conditions**.
3. The Commission's decision is based on grounds that the proposed transaction is not likely to substantially prevent or lessen competition in Namibia, as envisaged by section 47(2) of the Competition Act, 2003.
4. Note that the Commission has the authority in terms of section 48(1) of the Act to revoke a decision approving the implementation of a proposed merger if-
  - (a) *the decision was based on materially incorrect or misleading information for which a party to the merger is responsible; or*
  - (b) *Any condition attached to the approval of the merger that is material to the implementation is not complied with.*

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