



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$4.00

WINDHOEK - 13 December 2012

No. 5093

### CONTENTS

*Page*

#### GENERAL NOTICES

No. 434	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Minemakers (Mauritius) (Pty) Ltd // Mawarid Mining LLC .....	2
No. 435	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Luxury Investment One Hundred and Forty Four (Pty) Ltd // Rundu Prop (Pty) Ltd ...	2
No. 436	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Namgem Diamond Manufacturing Company (Pty) Ltd // the Government of the Republic of Namibia and LKI Namgem Holdings Ltd .....	3
No. 437	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Teltron Namibia (Pty) Ltd // Fujifilm South Africa (Pty) Ltd .....	3
No. 438	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: TNT Express N.V // United Parcel Services INC .....	4
No. 439	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Savino Del Bene (South Africa) (Pty) Ltd // Tuiton Services (Pty) Ltd .....	5
No. 440	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Cosira International (Namibia) (Pty) Ltd // FT Construction (Pty) Ltd .....	5
No. 441	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: The Three Investors (Pty) Ltd // the Namibian Ports Authority .....	6
No. 442	Namibian Competition Commission: Notice of determination made by Commission in relation to proposed merger: Lourie Trade and Investment (Pty) Ltd // TDS Trade Directory Operations (Namibia) (Pty) Ltd .....	6

---

## General Notices

---

### NAMIBIAN COMPETITION COMMISSION

No. 434

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: MINEMAKERS (MAURITIUS) (PTY) LTD// MAWARID MINING LLC  
CASE NO.: 2012OCT0068MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on 16<sup>th</sup> October, 2012.
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**

---

### NAMIBIAN COMPETITION COMMISSION

No. 435

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: LUXURY INVESTMENT ONE HUNDRED & FORTY FOUR (PTY) LTD // RUNDU  
PROP (PTY) LTD  
CASE NO.: 2012OCT0071MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **18 October, 2012**.
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**

---

NAMIBIAN COMPETITION COMMISSION

No. 436

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: NAMGEM DIAMOND MANUFACTURING COMPANY (PTY) LTD // THE  
GOVERNMENT OF THE REPUBLIC OF NAMIBIA AND LKI NAMGEM HOLDINGS LTD  
CASE NO.: 2012OCT0077MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **30 October, 2012.**
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**

---

NAMIBIAN COMPETITION COMMISSION

No. 437

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: TELTRON NAMIBIA (PTY) LTD // FUJIFILM SOUTH AFRICA (PTY) LTD  
CASE NO.: 2012OCT0078MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **31 October, 2012.**
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**

---

**NAMIBIAN COMPETITION COMMISSION**

No. 438

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: TNT EXPRESS N.V. // UNITED PARCEL SERVICES INC  
CASE NO.: 2012OCT0067MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **3 October, 2012.**
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**

---

**NAMIBIAN COMPETITION COMMISSION**

No. 439

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: SAVINO DEL BENE (SOUTH AFRICA) (PTY) LTD // TUITON SERVICES  
(PROPRIETARY) LIMITED  
CASE NO.: 2012SEP0064MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission has received notification of the abovementioned proposed merger on the **28 September 2012**.
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**

---

**NAMIBIAN COMPETITION COMMISSION**

No. 440

2012\

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: COSIRA INTERNATIONAL (NAMIBIA) (PTY) LTD // FT CONSTRUCTION (PTY)  
LTD  
CASE NO.: 2012OCT0066MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **2 October, 2012**.
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**

---

**NAMIBIAN COMPETITION COMMISSION**

No. 441

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: THE THREE INVESTORS (PTY) LTD // THE NAMIBIAN PORTS AUTHORITY  
CASE NO.: 2012OCT0073MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **19 October, 2012.**
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**

---

**NAMIBIAN COMPETITION COMMISSION**

No. 442

2012

NOTICE OF DETERMINATION MADE BY COMMISSION IN RELATION TO PROPOSED  
MERGER: LOURIE TRADE AND INVESTMENT (PTY) LTD // TDS TRADE DIRECTORY  
OPERATIONS (NAMIBIA) (PTY) LTD  
CASE NO.: 2012SEP0065MER

Competition Act, 2003 (Act 2 of 2003)  
(Section 47(7), Rule 30)

1. The Commission received notification of the abovementioned proposed merger on **20 September, 2012.**

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**

---