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GENERAL NOTICES

NOTICE 416 OF 2003

COMPETITION COMMISSION

NOTIFICATION OF REASONS FOR DECISION TO CONDITIONALLY APPROVE THE TRANSACTION INVOLVING: COMPUTERSHARE SERVICES LIMITED & COMPUTERSHARE CUSTODIAL SERVICES LIMITED AND MERCANTILE REGISTERS LIMITED, MERCANTILE BANK LIMITED &MERCANTILE ASSET MANAGERS (PTY) LTD

The Competition Commission hereby gives notice, in terms of Rule 38 (3)(c) of the 'Rules for the Conduct of Proceedings in the Competition Commission, that it has approved the transaction involving the above mentioned firms subject to the conditions set out below, and for the following reasons:

The merging parties will dominate the share registry market in South Africa as a result of the merger. The Commission recognizes the serious public interest issue that is associated with the merger and accordingly approved the merger subject to the following conditions:

1. The parties shall provide Ultra access to the Mercantile system on the same terms and conditions as prior to the merger, for a period no longer than the 31st of December 2002 or on an earlier date as agreed to between Ultra and the parties or upon termination by Ultra prior to 31 December 2002 on 45 calendar days written notice to the parties (hereinafter referred to as "use agreement").
2. Mercantile must sell all of its shareholding in Ultra to Mr. E. A. Pollard ("Pollard") and Mr. H. J. A. Boonzaaier ("Boonzaaier") subject to the following conditions:
 - a. The purchase price will be calculated in terms of clause 11.2.5 of the shareholders agreement dated 4 October 2002 between Ultra, Boonzaaier, Pollard and Mercantile.
 - b. The audited financial statements of Ultra for the years ended 31 March 2001 and 31 March 2002 will be used to calculate the average quantum of Ultra's after tax profits for purpose of the calculation referred to in clause 11.2.5.

- c. The purchase price will be payable on 31 December 2002, or on the date of termination of the use agreement whichever is the earlier, against transfer of shares into the names of Boonzaaier and Pollard (or their nominee).

Enquiries in this regard may be addressed to Mr. M Van Hoven at Private Bag X23, Lynnwood Ridge, 0040. Telephone: (012) 482 9272, or Facsimile: (012) 482 9121. (Reference: 2001 Dec 11)

NOTICE 417 OF 2003**COMPETITION COMMISSION****NOTIFICATION OF REASONS FOR DECISION TO
CONDITIONALLY APPROVE THE TRANSACTION
INVOLVING SOUTH AFRICAN AIRWAYS (PTY) LTD (SAA)
AND AIR TANZANIA CORPORATION (ATC)**

The Competition Commission hereby gives notice, in terms of Rule 38 (3)(c) of the 'Rules for the Conduct of Proceedings in the Competition Commission, that it has approved the transaction involving the above mentioned firms subject to the conditions set out below.

The Competition Commission (Commission) is of the view that the proposed transaction will substantially prevent or lessen competition in the market for the supply of air services on the Johannesburg-Dar es Salaam route. The acquisition of 49% of ATC by SAA will leave SAA a monopolist in the relevant market.

Although SAA argues potential efficiency and public interest benefits resulting from the transaction, the Commission is of the view that these efficiency and public interest benefits do not outweigh the anti-competitive effects of the proposed transaction. The Commission is further of the view that these potential efficiency and public interest benefits can be attained with a merging structure that addresses the anti-competitive monopolistic outcome.

The Commission has therefore decided to approve the proposed transaction subject to the following conditions;

1. SAA must give up the three frequencies assigned to it by the bilateral air service agreement (BASA) between South Africa and Tanzania and SAA must cease operations on the Johannesburg and Dar es Salaam route if, within one year from the date when SAA is declared the winning bidder for 49% of ATC, the BASA between South Africa and Tanzania does not allow for at least one other independent carrier to fly between Johannesburg and Dar es Salaam at a frequency level that enables the new entrant to provide a competitive constraint to the combined activities of SAA and ATC on the relevant route. No extension of the time-period will be considered.

2. SAA must notify the Commission and the Department of Transport of its status in respect of the bid for ATC within one week of the announcement of the winning bidder. Should SAA not be the winning bidder, the conditional approval falls away. SAA must in its communication with the Department of Transport indicate the conditions imposed by the Commission.
3. SAA must for the twelve month period from the date of being announced the winning bidder supply the Commission with quarterly reports on the status of the bid, implementation of the transaction, and the negotiations around the BASA.

Enquiries in this regard may be addressed to Ms. L. Blignaut at Private Bag X23, Lynnwood Ridge, 0040. Telephone: (012) 482 9050, or Facsimile: (012) 482 9121. (Reference:2002JUL135)

NOTICE 418 OF 2003
COMPETITION COMMISSION

**NOTIFICATION OF REASONS FOR DECISION TO
CONDITIONALLY APPROVE THE TRANSACTION
INVOLVING PHARMACARE LTD T/A ASPEN
PHARMACARE LTD AND TRIOMED (PTY) LTD**

The Competition Commission hereby gives notice, in terms of Rule 38 (3)(c) of the 'Rules for the Conduct of Proceedings in the Competition Commission, that it has approved the transaction involving the above mentioned firms subject to the conditions set out below.

The reasons for the Competition Commission's decision to approve the abovementioned transaction conditionally are as follows:

The Competition Commission evaluated the effect of the transaction on competition and the public interest. The Competition Commission is of the view that the transaction raises competition concerns in the Tetracyclines combinations market in that the transaction will substantially prevent or lessen competition in the Tetracyclines combinations market.

The transaction raises no public interest issues.

The Competition Commission therefore approves the transaction subject to the condition that the merging parties dispose of the Cyclidox and Triomin products.

Enquiries in this regard may be addressed to Mr. A. Chetty at Private Bag X23, Lynnwood Ridge, 0040. Telephone: (012) 482 9044, or Facsimile: (012) 482 9121. (Reference: 2002OCT243)

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