



**Swaziland
Competition Commission**

P.O. Box 1976 Mbabane, HIOI
Swaziland
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THE SWAZILAND COMPETITION COMMISSION

FORM I

DEMAND FOR NOTIFICATION OF MERGER AND ACQUISITION

This form is issued in terms of Regulation 12 of the Swaziland Competition Commission Regulations, 2009.

To:

The Swaziland Competition Commission (SCC) is a statutory body corporate established in terms of section 6 of the Competition Act No.8 of 2007 to monitor, regulate, control and prevent acts or behavior which is likely to adversely affect competition in the country.

In terms of section 35(1) of the Act, a person who, in the absence of authority from the Commission whether as a principal or agent participate in effecting-

(a) a merger between two or more independent enterprises engaged in manufacturing or distributing substantially similar goods or providing substantially similar services;

(b) a takeover of one or more such enterprises by another enterprise, or by a person who controls another such enterprise,

commits an offence and shall, on conviction, be liable to a fine not exceeding E250,000 (Two hundred and fifty thousand Emalangeni) or to imprisonment to a term not exceeding five years or to both.

The Commission has reason to believe that

[state the parties or one of them]

have engaged in a transaction or conduct described in section 35.

The Commission hereby calls upon you

[state the parties or the party]

to submit within 30 days to the Commission all and/or any relevant documentation concerning the transaction envisaged by section 35.

If no such transaction has been concluded or entered into, you are required to submit the Commission an affidavit declaring that the parties have not entered into a merger or acquisition.

Issued by:

EXECUTIVE DIRECTOR



The Swaziland Competition Commission P. O. Box 1976
Mbabane HI 00
Swaziland