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Common Market for Eastern
and Southern Africa

CCC Merger Inquiry Notice No. 33 of 2019

Notice of Inquiry into the Merger Involving Platin2025 GmbH and Robert Bosch Packaging Technology GmbH

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 on the merger involving Platin2025 GmbH (“**Platin2025**”) and Robert Bosch Packaging Technology GmbH (“**PADE**”), intends to embark on an inquiry in terms of Article 26 of the Regulations.

The parties have submitted that the transaction involves the acquisition by Platin2025 of PADE. Platin2025 intends to acquire up to 100% of the issued share capital in PADE pursuant to a Sale and Purchase Agreement dated 11 July 2019 entered into between Platin2025 and Robert Bosch GmbH (the “**Seller**”).

The parties have submitted the acquiring undertaking Platin2025 is a newly incorporated company whose address is c/o Willkie Farr & Gallagher LLP, An der Velle 4, 60322 Frankfurt am Main, Germany. It is a special purpose vehicle to be used for the purposes of the Proposed Transaction. Platin2025 has not generated any turnover in, into or from any COMESA Member State. On completion of the Proposed Transaction, Platin2025 will be indirectly owned by CVC Funds. The CVC Network is a global private equity and investment advisory business. The CVC network consist of CVC Capital Partners SICAV-FIS S.A. and its subsidiaries, and CVC Capital Partners Advisory Group Holdings Foundation and its subsidiaries which are private owned entities whose activities include providing investment advice to and/or managing investments on behalf of certain investment funds and platforms (the “**CVC Funds**”) [together, the “**CVC Networks**”). The CVC Funds have portfolio companies with activities in the Common Market for Eastern and Southern Africa (COMESA) Member States as follows: Burundi, Democratic Republic of Congo, Djibouti, Egypt, Eswatini, Eritrea, Ethiopia, Kenya, Libya, Madagascar, Malawi, Mauritius, Rwanda, Seychelles, Sudan, Tunisia, Zambia and Zimbabwe.

The parties have submitted that the target undertaking, PADE, is a limited liability company incorporated and organized under the laws of Germany with its registered business address at Stuttgarter Straße 130, 71332, Wailblingen, Germany. PADE is controlled by Robert Bosch GmbH, a limited liability company incorporated and organized under the laws of Germany with its registered business address at Robert-Bosch-Platz 1, 70839, Gerlingen, Germany. PADE holds the packaging technology business of the Seller which was established in 1974 and builds upon its long experience to develop and produce single machines, lines and holistic

systems. The packaging technology business benefits from a large installed base and offers a comprehensive portfolio including spare parts, modernization, field services and value added solutions. In COMESA, the target firm has operations in the following countries: Egypt, Ethiopia, Madagascar, Rwanda, Tunisia, Uganda, Zambia and Zimbabwe.

The Commission will, in accordance with the provisions of the Regulations, determine among other things whether or not the merger is likely to substantially prevent or lessen competition within the Common Market and whether the merger 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 merging parties to submit written representations to the Commission with regard to the subject matter of the proposed inquiry by emailing them to: akamanga@comesa.int. All written representations should be sent to the Commission no later than **21st October, 2019**.

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 E-mail 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.