Block B, 3rd Floor
Room 301-306
Unity House
Victoria
Mahe, Seychelles

Fair Trading Commission
Seychelles

Tel: (+248 4 32 52 50)
Fax: (+248 4 32 52 40 /4 32 52 49)
PO Box 1207
Victoria
Mahe
Seychelles
Email: info@ftc.sc
Website: www.ftc.sc

Proposed merger involving Akzo Nobel Coatings International B.V. and Mauvilac Industries Limited

Case Number: FCA 141

Date: JUNE 2020

Complaint: In February 2020, the Fair Trading Commission (hereinafter referred to as "the Commission") received a notification from the COMESA Competition Commission on a merger transaction involving Akzo Nobel Coatings International B.V. (hereinafter referred to as "the Acquirer") and Mauvilac Industries Limited (hereinafter referred to as "the Target"). Seychelles had been listed as one of the member states that would be or would likely be affected by the proposed merger.

Commission's Assessment: Following the above, the Commission initiated its investigation to determine whether the proposed transaction would have any effect in the Seychelles market even though the parties to the merger were not based in Seychelles. The Commission issued requests for information to numerous government stakeholders and a local business which sells the products of one of the merging parties, and published press releases on the Commission's social media and web page. The information from the stakeholders confirmed that the merging parties did not have any physical presence in Seychelles. The response from the local business indicated that the business did not foresee any changes in the way the Seychelles market is supplied with the products of the Target since the Acquirer had given assurances that it would not eliminate the Target's brand of products. The Commission did not receive any comments from businesses or individuals in response to the press releases, which was taken as evidence that there were no adverse comments in relation to the proposed merger.

Conclusion: Based on the information compiled, the Commission was satisfied that the proposed merger would have no adverse effect on the Seychelles market. The Commission informed the COMESA Competition Commission of its conclusion and the investigation was discontinued in March 2020.