

22 February 2023

## **CCC Merger Inquiry Notice No. 1 of 2023**

### **Notice of Inquiry into the Proposed Merger involving Ravago S.A. and Emeraude 3.0**

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 regarding the proposed merger involving Ravago S.A. (“**Ravago**”) and Emeraude 3.0 (“**Emeraude**”), intends to embark on an inquiry in terms of Article 26 of the Regulations.

The parties have submitted that Ravago is incorporated and organised under the laws of Luxembourg. Its principal business is the distribution of plastics, rubber and chemicals as well as in the production of plastics and rubber predominantly in Europe and the Americas. In addition to chemicals, Ravago mainly provides plastic polymers within the COMESA region. In the Common Market, the acquiring group is active in the Democratic Republic of Congo (“**DRC**”), Djibouti, Egypt, Ethiopia, Kenya, Libya, Madagascar, Malawi, Mauritius, Rwanda, Seychelles, Somalia, Tunisia, Uganda, Zambia and Zimbabwe.

The parties have submitted that Emeraude is incorporated and organised under the Laws of France. Emeraude is active in the global supply of plastics. Emeraude provides the following plastic polymers within the COMESA region. In the Common Market, the target is active in DRC, Egypt, Ethiopia, Kenya, Libya, Madagascar, Malawi, Mauritius, Rwanda, Tunisia, Uganda, Zambia and Zimbabwe.

The Proposed Transaction entails the acquisition of 100% of the shares in Emeraude by Ravago, through its wholly owned subsidiary, Koryfes S.A. The parties have submitted that the merging parties service different global geographic regions in the “plastics” market, with Ravago maintaining a focus on Europe and the Americas and Emeraude maintaining a focus in and across the African continent. In this regard, the parties further submitted that their business offerings are complementary, and the Proposed Transaction is sought to allow Ravago to broaden its offerings to include various jurisdictions within the Common Market region.

The Commission will, in accordance with the provisions of the Regulations, determine, among other things, whether the Proposed Transaction is likely to substantially prevent or lessen competition within the Common Market and whether the Proposed

Transaction 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 parties to the proposed transaction to submit written representations to the Commission with regard to the subject matter of the proposed inquiry by emailing them to: [akamanga@comesa.int](mailto:akamanga@comesa.int). All written representations should be sent to the Commission not later than **15 March 2023**.

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 [akamanga@comesa.int](mailto: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.