

5 June 2023

**CCC Merger Inquiry Notice No. 11 of 2023**

**Notice of Inquiry into the Proposed Acquisition of Joint Control by EMIF II Holding I B.V. and Hassan Allam Utilities B.V. over Cairo Airport Cargo Company S.A.E.**

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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 acquisition of joint control by EMIF II Holding I B.V. (“**EMIF**”) and Hassan Allam Utilities B.V. (“**HAU**”) over Cairo Airport Cargo Company S.A.E. (“**CACC**”), intends to embark on an inquiry in terms of Article 26 of the Regulations.

The parties submitted that EMIF, a Dutch private limited company, is a newly established special purpose vehicle, which is 100% owned by a fund managed by Emerging Markets Infrastructure Fund II K/S, acting by its manager A.P. Moller Capital P/S (“**APMC**”), the parent company in the A.P. Moller group of companies (the “**APM Group**”). The APM Group offers ranges of services such as container liner shipping, container terminal services, inland transportation, inland services, supply chain management services, harbour towage, reefer container manufacturing, and freight forwarding. Within the Common Market, the APM Group operates in all the Member States except for Eritrea.

The parties submitted that HAU, a Dutch private limited company, is an investment and development company for green energy, water-related opportunities, logistics and social infrastructure that address the underserved market and growing demand for infrastructure in Egypt and the Middle East/North Africa region. HAU is indirectly owned by Hassan Allam Holding (“**HAH**”), and together with its subsidiaries (“**HAH Group**”), which is one of the largest privately owned companies in Egypt and the Middle East/North Africa region with over 80 years of experience within engineering, procurement, construction, building materials and utilities. Within the Common Market, HAH Group operates only in Egypt.

The parties further submitted that CACC is an Egyptian joint stock company, which is a provider of air cargo handling services. CACC operates out of a cargo facility based in Cairo International Airport extending over an area of 173,400 sqm. Within the Common Market, CACC operates only in Egypt.

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: [mdebessay@comesa.int](mailto:mdebessay@comesa.int). All written representations should be sent to the Commission not later than **27 June 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. Mengistu Molla, Merger Analyst, Mergers and Acquisitions** on Tel: +265 (0) 1 772 466 or [mdebessay@comesa.int](mailto:mdebessay@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.