



COMESA Competition Commission

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Common Market for Eastern
and Southern Africa

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COMESA Competition Commission Extends Period for assessment of the proposed merger involving Africa Poultry Development Limited and HMH-KUKU Limited

The COMESA Competition Commission (the “**Commission**”) hereby informs the public and relevant stakeholders that on 11 July 2024, it received approval from the Committee Responsible for Initial Determinations (“**CID**”) for an extension of the statutory period for the assessment of the proposed merger involving Africa Poultry Development Limited (“**APDL**”) and HMH-KUKU Limited (“**HMH**”), pursuant to Article 25(2) of the COMESA Competition Regulations (the “**Regulations**”).

Article 25(1) of the Regulations provides that the Commission shall examine a merger within 120 days. Further, Article 25(2) of the Regulations provides that if prior to the expiry of the 120-day period, the Commission has decided that a longer time period is necessary, it shall so inform the parties and seek an extension from the Board.

In its consideration of the proposed transaction, the CID noted that the transaction raises vertical overlaps in the poultry and poultry products sector. To this end, the CID observed the need to a further assessment of the likely competition effects arising from the vertical linkages of the activities of the parties in the Common Market.

The statutory assessment period for the transaction would have expired on 13 August 2024. The Commission has been granted additional time to further assess the likely competition concerns that the transaction may raise in the Common Market.

Having regard to the above, the CID granted an extension of **ninety (90) days** starting from **14 August 2024 to 12 November 2024**.

The foregoing notwithstanding, the identification of preliminary concerns does not prejudice the outcome of the Commission’s assessment.

More information on the transaction is available on the Commission's [Merger Cases](#) webpage, under the case number [CCC/MER/03/13/2024](#)

If you wish to seek further details and/or clarifications on any aspect of this transaction, you may get in touch with **Mr. Ali Kamanga, Principal Analyst, Competition Division**, on +265 (0) 111 772 466 or via email at akamanga@comesacompetition.org.