

NOTICE 355 OF 2005**COMPETITION TRIBUNAL****NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5)(b) (ii) of the “Rules for the conduct of proceedings in the Competition Tribunal” as published in Government Gazette No. 22025 of 01 February 2001, that on **23 February 2005** it approved the merger between Continental Beverages (Pty) Ltd and Retail Brands InterAFrica (Pty) Ltd AND Frucon Foods and W Daly and Son conducted by Frucon Food and Beverage Company (Pty) Ltd, Coffee Tea and Chocolate Company (Pty) Ltd and Frucon and Beverage Company (Pty) Ltd subject to the following condition:

- 1.1. for a period of two years after the date of this order, the merged entity may not make any merger-related retrenchments at the Nelspruit plant of Aquarius Beverage Company (a business conducted by FMCG Logistic (Pty) Ltd).

(Case no.: 104/LM/Dec04)

**The Chairperson
Competition Tribunal**