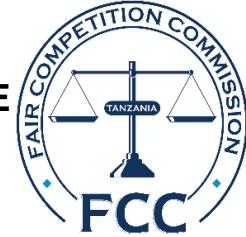




UNITED REPUBLIC OF TANZANIA
MINISTRY OF INDUSTRY AND TRADE

FAIR COMPETITION COMMISSION



**NOTIFICATION REGARDING THE INTENTION OF TATE & LYLE
INVESTMENTS LIMITED TO ACQUIRE INDIRECT CONTROL OF ZANEA
SEAWEED CO. LIMITED**

PUBLIC NOTICE

(Made under Section 65 (2) (g) of the Fair Competition Act No. 8 of 2003 and Rules 41 (6), 42 (5) and 49 of the Competition Rules, 2018)

The Fair Competition Commission (FCC) is an independent statutory body established under section 62 of the Fair Competition Act No. 8 of 2003 (FCA) with the object of enhancing the welfare of the people of Tanzania by promoting and protecting effective competition in markets and preventing unfair and misleading market conducts throughout Mainland Tanzania.

Pursuant to Section 65 (2) (g) of FCA read together with Rules 41 (6), 42 (5) and 49 of the Competition Rules 2018, FCC is mandated to investigate, inter alia, entry into and exit from markets. Pursuant to Rule 33 of the Competition Rules, 2018; FCC has **RECEIVED** a merger notification by Tate & Lyle Investments Limited (the **Acquiring Firm**) to acquire 100 percent of the outstanding voting securities in CP Kelco ApS (the **Target Firm**), hence gaining indirect control of Zanea Seaweed Co. Limited branch in Tanzania Mainland.

Tate & Lyle Investments Limited is a company incorporated under the laws of England and Wales. It is a wholly owned subsidiary of Tate & Lyle PLC, a global supplier and manufacturer of ingredient solutions to food/beverage and industrial markets. The Acquiring Firm group does not generate any revenue from Tanzania.

CP Kelco ApS is a company incorporated under the laws of Denmark. It is a provider of food and beverage ingredients specialising in the production of hydrocolloids for food, beverage, consumer and industrial manufacturers. Target Firm hold shares in Zanea Seaweed Co. Limited, a company incorporated in Zanzibar and registered as a branch in Tanzania Mainland and engages in the sourcing of seaweeds from local farmers.

Tate & Lyle Investments Limited and CP Kelco ApS shall herein be referred to as the **Merging Firms**.

Pursuant to the Sale and Purchase Agreement (SPA) dated 19th June 2024 between the Merging Firms, the Acquiring Firm intends to acquire 100 percent of the outstanding voting securities in the Target Firm, hence gaining indirect control of Zanea Seaweed Co. Limited branch in Tanzania Mainland.

Pursuant to Rules 35, 36, 37, 38, 39, 40 and 42 of the Competition Rules, 2018; FCC has **BEGUN THE REVIEW AND INVESTIGATION** of the intended acquisition with a view to examine whether it is likely to harm competition.

Pursuant to Rule 49 read together with Rule 41(6) of the Competition Rules, 2018, parties, both legal and natural (Petitioners) who deem themselves as having sufficient interest in this merger, or, if the merger is not objected to, it will have or is likely to have a material effect on their interests, are invited to submit their interests, objections or information (Petition).

The Petitioners are hereby NOTIFIED to submit their Petitions with a view to assist FCC in reaching just and reasonable decision with regard to the intended merger.

All such Petitioners, shall NOTIFY by way of written submissions to FCC within **Fourteen (14)** days from the first day of publication of this Public Notice. Submissions filed after the said deadline shall not be accepted.

Submission of the said Petition should be accompanied by a duly filled-in Form FCC. 10 (Notice of Intention to Participate) found in the First Schedule of the Competition Rules, 2018. Failure to fill-in Form FCC. 10 will deny such Petitioner

the right to make any oral submissions before FCC and their status in the proceedings shall be deemed to be that of an observer only.

Petitioners should take note that, pursuant to Rule 10 (5) of the Competition Rules, 2018 as applied to this Public Notice, FCC shall not entertain a subject of the petition where: (a) it does not fall under FCA (b) it has no material effect on competition; and (c) the same in whole or in part is before any Court, Tribunal, arbitration, judicial or quasi-judicial body.

Submissions must be submitted to FCC at the address below:

Director General,
Fair Competition Commission,
PSSSF Building, 6th Floor, Makole Road,
P. O. Box 2351
DODOMA.
Tel: +255 262329086/87/88
E-mail: info@fcc.go.tz