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Proposed Merger Involving Apollo Tyres Ltd and Cooper Tire & Rubber company

Case Number: FCA 37

Date: SEPTEMBER 2013

Complaint: On 13th August 2013, the Fair Trading Commission received an email from the COMESA Competition Commission regarding an application for authorisation of a merger between Apollo Tyres Ltd and Cooper Tire & Rubber Company. The Commission was notified so it could assess the possible effects of the merger on the economy of Seychelles.

Commission's Assessment: In its assessment the Commission used various means of gathering evidence and information in order to make a clear and impartial analysis of the matter on hand. Businesses engaged with the parties involved in the proposed merger were notified in writing by COMESA and they also made provision for a questionnaire to be completed by the Seychelles Chamber of Commerce. The same questionnaire was sent to two businesses which were selling products of the merging parties. Registration and incorporation documents were requested from the Registrar's office to verify the presence of the merging parties and its subsidiaries in Seychelles.

Conclusion: In conclusion, based on the information obtained from the Seychelles Chamber of Commerce and other relevant parties, the merger will not be detrimental to the competition process. The Commission therefore recommends that the case is discontinued and that an account of the Commission's conclusion is provided to COMESA Competition Commission.