



THE MALAWI GOVERNMENT GAZETTE

(Published by Authority)

3,594: Vol. LVIII No. 13]

Zomba, 19th March, 2021

Registered at the G.P.O. as a Newspaper

Price: K500.00

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GENERAL NOTICE NO. 41

MINISTRY OF TRADE

Public Notice

Appointment of Commissioners for the Competition and Fair Trading Commission

Pursuant to section 5 of the Competition and Fair Trading Act, it pleased the President of the Republic of Malawi, HIS EXCELLENCY LAZARUS MCCARTHY CHAKWERA, to appoint the following eminent Malawians as Commissioners for the Competition and Fair Trading Commission—

1. DR. JERRY JANA
2. REV. DR. ZACC KAWALALA
3. DR. MAGGIE SIKWESE
4. PROFESSOR DAVID KAMCHACHA
5. MR. SUNGIE MIPANDO
6. MR. RANGFORD CHOKHOTHO
7. MR. EDWARD ZILEMBA
8. Justice Isaac Mtambo (*Retired*)
9. Secretary to the Treasury—*Ex-Officio*.
10. Secretary for Trade—*Ex-Officio*.
11. Director General of the Malawi Bureau of Standards—*Ex-Officio*.

The appointment of JUSTICE ISAAC MTAMBO was with effect from 16th February, 2021 and that of the rest of the Commissioners was with effect from 23rd September, 2020.

The Ministry of Trade would like to congratulate the new Commissioners on their appointment and wish them all the best as they commence their Three Year tour of duty.

CHRISTINA ZAKAYO
Secretary for Trade

GENERAL NOTICE NO. 42

COMPETITION AND FAIR TRADING COMMISSION

Public Notice

Board Decisions on Applications for Authorization for Takeovers, Mergers and Acquisitions

At the 56th Board Meeting of the Board of Commissioners ("the Board") for the Competition and Fair Trading Commission ("the Commission") that was held on 18th December, 2020 at Sunbird Nkopola Lodge in Mangochi, the Board made decisions concerning applications for mergers, takeovers and acquisitions pursuant to section 39 (1) of the

In accordance with section 39 (3) of the Act, the Commission caused the following decisions that the Board made on 18th December, 2020 to be published in the Government Gazette.

(1) Acquisition of Pride Malawi Limited by New Finance Bank Malawi Limited

The Board authorized the acquisition of the microfinance business operations of Pride Malawi Limited with condition.

On 18th February, 2019, the Commission received an application from New Finance Bank Malawi Limited ("NFB") for authorization of a proposed acquisition of Pride Malawi Limited ("Pride Malawi"), a microfinance company.

The Board considered the Technical Committee Chairperson's Report on the acquisition and established that the transaction—

(i) is not likely to substantially lessen competition in the relevant market;

(ii) would save an ailing firm and save jobs that would have otherwise been lost in the absence of the proposed acquisition;

(iii) would allow Pride Malawi customers to access innovative new services provided by NFB, including digital financial services; and

(iv) would result in reduction in financial inclusion.

The Board, therefore, authorized the transaction with a condition that MyBucks, NFB's parent company would continue operating the pro-poor microcredit services targeting low-income individuals, including rural communities and small medium enterprises under the microfinance terms and conditions of accessing credit. This would consequently avert the anticipated reduction in financial inclusion.

(2) Acquisition of Business Assets owned by Oil and Protein Company Limited by Capital Oil Refining Industries Limited

The Board authorized the acquisition of assets of Oil and Protein Company Limited ("OPL") by Capital Oil Refining Industries Limited ("CORI").

On 3rd June, 2020, the Commission received an application for authorization of acquisition of business assets owned by OPL by CORI.

The Board considered the Technical Committee Chairperson's Report on the acquisition. Upon assessment, the Board established that the transaction—

(i) would create a co-dominant player with Sunseed Oil Limited;

(ii) would marginally change the market shares and concentration ratios in the edible vegetable cooking oil industry, and

(iii) saved a failing firm, OPL, and would prevent negative financial, economic and social developments that could potentially arise if the assets were not maintained for use.

The Board, therefore authorized the acquisition of assets of OPL by

(3) Acquisition of Business Assets owned by Roofko Steel Company (Roofko) by Projex Group Limited (Projex)

The Board authorized the acquisition of business assets owned by Roofko Steel Company ("Roofko") by Projex Group Limited ("Projex").

On 27th May 2020, the Commission received an application for authorization of acquisition of business assets owned by Roofko by Projex.

The Board considered the Technical Committee Chairperson's Report on the acquisition. Upon assessment, the Board established that the transaction—

(i) would not create a dominant player;

(ii) would not change the market shares and concentration ratios in the iron sheet industry; and

(iii) would prevent negative financial, economic and social developments that could potentially arise if Roofko were to be closed.

The Board, therefore, authorized the acquisition of assets of Roofko by Projex.

(4) Acquisition of 85% Shareholding in Paladin (Africa) Limited by Lotus Resources Limited and Lily Resources Pty Limited

The Board authorized the acquisition of 85% shareholding in Paladin (Africa) Limited ("Paladin") by Lotus Resources Limited ("Lotus") and Lily Resources Pty Limited ("Lily").

On 20th April, 2020, the Commission received an application for authorization of a proposed acquisition of 85% shareholding in Paladin by Lotus and Lily.

The Board considered the Technical Committee Chairperson's Report on the acquisition. Upon assessment, the Board established that the transaction—

(i) would not result in change of structure nor substantial lessening of competition in the uranium mining market;

(ii) is likely to attract capital and technological investments associated with uranium mining, generate foreign currency and create employment; and

(iii) would guarantee environmental protection for the community and safety for employees in accordance with the plans submitted by the Parties.

The Board, therefore, authorized the acquisition of 85% shareholding in Paladin by Lotus and Lily on condition that the merging parties would observe and implement all environmental and social protection requirements to ensure that the workers and the community are not exposed to danger. It was the Board's resolution that the Commission will—

(i) collaborate with the Environmental Affairs Department to monitor compliance of the merging parties with this order; and

(ii) enter into a Memorandum of Understanding with the merging parties to guide compliance monitoring.

JAMES KAPHALE
Executive Director

GENERAL NOTICE NO. 43

**ADMINISTRATOR GENERAL ACT
(Cap. 10:01 Laws of Malawi)**

Notice

Under the provision of section 9 of the Administrator General Act, the Administrator General hereby gives notice of his intention to apply to the

High Court of Malawi, for letters of administration in respect of the estates of the deceased persons whose particulars are given hereunder. All persons who are indebted to the below mentioned deceased persons or those who have anything in their possession which forms part of the said deceased persons estates, should submit the particulars thereof in writing to the Administrator General, Private Bag 218, Lilongwe, within fourteen (14) days of the date of this notice after which date the deceased estates will be distributed by the Administrator General having regard only to those claims of which he shall have received written particulars.

M. KANDIKOLE
for Administrator General

(1) MALISENI MANDA, formerly of Timoti Jere Village, T.A. Mabulabo, Mzimba, who died at Mzimba District Hospital on the 15th day of February, 2019.

(2) SHAKEMAN CHILOTA, formerly of Mtengowagwa Village, T.A. Kachere, Dedza, who died at Mtengowagwa Pemba, Dedza, on the 18th day of March, 2019.

(3) ALBERT ZIMBA, formerly of Phillimon Nguluwe Village, T.A. Mzukuzuku in Mzimba, who died at Queen Elizabeth Central Hospital, Blantyre, on the 30th day of October, 2019.

(4) BEN MAZOMOLA, formerly of Kachere Village, T.A. Ganya, Ntcheu, who died at Kamuzu Central Hospital, Lilongwe, on the 18th day of February, 2020.

(5) CHIMATIRO GERALD, formerly of Mpatsa Village, T.A. Kambalame, Salima, who died at Salima District Hospital on the 18th day of November, 2019.

(6) DAVIE MANGANI MWALE, formerly of Katanga Village, T.A. Chiwere, Dowa, who died at Kamuzu Central Hospital Lilongwe, on the 1st day of January 2020.

(7) DIUPRIOS MUSSA, formerly of Chinyama Village, T.A. Chitukula, Lilongwe, who died at Chinyama Chitukula, Lilongwe on the 16th day of January, 2020.

(8) DONNEX MWALE, formerly of Ministry of Health, who died at Mchinji District Hospital on the 15th day of January, 2020.

(9) ETANIA SOZELA, formerly of Ministry of Justice and Constitution Affairs, who died at Area 25C, Lilongwe City, on the 27th day of May, 2020.

(10) GEORGE PAUL LUNGU, formerly of Padukana Village, T.A. Mnyanja, Kasungu, who died at Kamuzu Central Hospital on the 14th day of November, 2019.

(11) JAMES HURRY DOKOTALA, formerly of Nkhoma Village, T.A. Chilooko, Ntchisi, who died at Ntchisi District Hospital on the 17th day of October, 2019.

(12) GERVASE MACHADO, formerly of Kuthindi Village, T.A. Kamenyagwaza, Dedza, who died at Kamuzu Central Hospital on the 18th day of December, 2019.

(13) JOHN MUNTHALI, formerly of Ministry of Education, who died at Kamuzu Central Hospital on the 10th day of February, 2019.

(14) MATRIDA KWENDA, formerly of Zapita Village, T.A. Machili, Lilongwe, who died at Likuni Mission Hospital on the 8th day of December, 2019.

- (15) ROBERT JERE, formerly of Ministry of Transport, who died at Dowa District Hospital on the 29th day of October, 2018.
- (16) JOYCE MUSTAFA CHAWAWA, formerly of Ministry of Education, who died at Kamuzu Central Hospital on the 19th day of September, 2019.
- (17) ESTER CHIMLAMBE, formerly of Ministry of Internal Affairs (Police), who died at Partners in Hope Clinic, Lilongwe, on the 17th day of July, 2018.
- (18) ADELINA KAPIRA, formerly of Ministry of Labour, who died at Kamuzu Central Hospital on the 6th day of September, 2019.
- (19) FAINESS KARONGA, formerly of Ministry Health, who died at Dowa District Hospital on the 1st day of September, 2019.
- (20) HIGHTEN THONDOYA, formerly of Ministry of Labour, who died at Salima District Hospital on the 16th day of August, 2019.
- (21) IAN MBALIF, formerly of Ministry of Education, who died at Karonga District Hospital, Karonga, on the 17th day of August, 2019.
- (22) JACKSON MBUBZI, formerly of Ministry of Health, who died at Kamuzu Central Hospital, Lilongwe, on the 8th day of February, 2019.
- (23) MARGARET LOJANI, formerly of Ministry of Education, who died at Chinsapi Malili, Lilongwe, on the 16th day of May, 2019.
- (24) SELINA NKHATA, formerly of Ministry of Education, who died at Embangweni Mission Hospital on the 26th day of December, 2019.
- (25) THOMAS A. BANDA, formerly of Ministry of Education, who died at Kamuzu Central Hospital on the 31st day of December, 2019.
- (26) PETER MWENELUPEMBE, formerly of Ministry of Finance, who died at Kamuzu Central Hospital on the 22nd day of October, 2019.
- (27) TANIEL MVULA, formerly of Saulos Nkosi, T.A. Mtwalo, Mzimba, who died at Mzuzu Central Hospital on the 1st day of October, 2015.
- (28) ANDREW CHIMA, formerly of Ministry of Civic Education, Culture and Community Development, who died at Chitipa District Hospital on the 18th day of January, 2019.
- (29) JACKSON CHIKUTE, formerly of Ministry of Local Government, who died at Kamuzu Central Hospital on the 1st day of June, 2018.
- (30) MATIAS CHAMBU, formerly of Ministry of Agriculture, who died at Masula Kautsi Village, Lilongwe, on the 28th day of February, 2018.
- (31) MAPHUNDI PHIRI, formerly of Ministry of Education, who died at Nkhosakota District on the 10th day of May, 2019.
- (32) FOSTER MANDA, formerly of Kathewera Village, T.A. Simlemba, Kasungu, who died at Kasungu District Hospital on the 2nd day of July, 2018.
- (33) ALEX MBOBE, formerly of Kafikisila Village, T.A. Kyungu, Karonga, who died at Karonga District Hospital on the 9th day of September, 2019.
- (34) WINSTONE CHIRAMBO, formerly of Mkondabili Village, T.A. Chindi, Mzimba, who died at Mzimba District Hospital on the 12th day of December, 2019.
- (35) BAXTER NACHIMBEWE, formerly of Ministry of Education, who died at Kamuzu Central Hospital on the 1st day of April, 2019.
- (36) DISTONE A MTALIMAMBA, formerly of Nkhwambala Village, T.A. Kaloloma, Lilongwe, who died at Mwaiwathu Private Hospital, Blantyre, on the 2nd day of September, 2019.
- (37) FITINA KAMKONDO, formerly of Lunda Village, T.A. Kanyenda, Nkhosakota, who died on the 25th day of January, 2019.
- (38) GRADSON CHUYA, formerly of Dimon Village, T.A. Kalumo, Ntchisi, who died on the 28th day of March, 2018.
- (39) SYMON CHITHEKA, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital on the 9th day of April, 2019.
- (40) JAMES PHIRI, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital on the 21st day of January, 2020.
- (41) JOHN CHIKOMOLA, formerly of Ministry of Internal Affairs, who died at Partners in Hope Clinic on the 15th day of July, 2019.
- (42) JONAS KAUSIWA, formerly of Ministry of Internal Affairs, who died at Salima District Hospital on the 22nd day of January, 2020.
- (43) LEMISON MNTHAMBALA, formerly of Chiphe Village, T.A. Kachere, Dedza, who died at Chiphe Village in Dedza on the 1st day of May, 2019.
- (44) LEVISON MGAYI, formerly of Kaliba Village, T.A. Msakambewa, Dowa, who died at Dowa District Hospital on the 27th day of November, 2019.
- (45) JOSEPHY MWALE, formerly of Chidya Village, T.A. Kalolo, Lilongwe, who died at Kamuzu Central Hospital in Lilongwe on the 19th day of September, 2019.
- (46) EMILY CHABWERA TEMBO, formerly of Dzuwa Village, T.A. Mazengeru, Lilongwe, who died at Kamuzu Central Hospital in Lilongwe on the 22nd day of June, 2019.
- (47) ALEXANDER KUTCHONA, formerly of Kumduma Village, T.A. Kachere, Dedza, who died at Kamfunda, T.A. Pemba, Dedza, on the 2nd day of November, 2018.
- (48) FLORENCE MTAMBAUKA, formerly of Ministry of Health, who died at Dedza District Hospital on the 27th day of January, 2014.
- (49) MATHURINO ZULU, formerly of Sankhani Village, T.A. Mlonyeni, Mchinji, who died at ABC Community Hospital, Lilongwe, on the 28th day of May, 2019.
- (50) LICIUS B. KAPOLO, formerly of Office of President and Cabinet, who died at Area 36, Lilongwe, on the 5th day of July, 2020.
- (51) MOSES CHINKHWANGWA, formerly of Chinungu Village, T.A. Nthondo, Ntchisi, who died at Chinungu, S.C. Nthondo in Ntchisi on the 11th day of September, 2019.
- (52) OFFICE CHIMGANGIRA, formerly of Mkwinda Village, T.A. Chiscka, Lilongwe, who died at Mkwinda, T.A. Chiscka, Lilongwe, on the 2nd day of December, 2019.
- (53) RICHARD ROSEN, formerly of Ministry of Education, who died at Kabududula Rural Hospital, Lilongwe, on the 6th day of December, 2018.
- (54) RITA MDYETSENI, formerly of Ministry of Economic Planning, who died at Kamuzu Central Hospital on the 14th day of July, 2019.
- (55) SAMUEL LOUIS, formerly of Ministry of Health, who died at Lizulu Health Centre, Ntcheu, on the 3rd day April, 2019.
- (56) SHADRECK KACHULU, formerly of Chaseta Village, T.A. Malenga, who died at Chaseta, T.A., Malenga, Ntchisi, on the 22nd day of March, 2019.
- (57) STANLEY MEKE, formerly of Sagwa Village, T.A. Khombedza, Salima, who died at Salima District Hospital on the 30th day of May, 2019.

(58) BEN ZUZEMBERA, formerly of Ministry of Defence, who died at Kamuzu Central Hospital on the 29th day of May, 2019.

(59) MIKE CHIKWENEMBE, formerly Ministry of Health, who died at Ntcheu District Hospital on the 14th day of March, 2019.

(60) BRAVE G. DZANJA, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital on the 23rd day June, 2020.

(61) CHIMWEMWE MASIYE, formerly of Ministry of Internal Affairs, who died at Kambuku Village, T.A. Makwangwala, Ntcheu, on the 8th day of August, 2014.

(62) CHIPILIRU KULINJI, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital, Lilongwe, on the 20th day November, 2019.

(63) STEVEN CHIKWANJE, formerly of Ministry of Internal Affairs, who died at Queen Elizabeth Central Hospital in Blantyre, on the 7th day February, 2015.

(64) WILLIE J. NKHOMA, formerly of Ministry of Internal Affairs, who died at Ntcheu District Hospital on the 9th day of February, 2020.

(65) BISANKONI DISHAN, formerly of Mabwera Village, T.A. Masumba Nkhunda, Lilongwe, who died at Mabwera Village, T.A. Masumba Nkhunda, Lilongwe, on the 28th day of March, 2019.

(66) HENDRIX J. N. BANDA, formerly of Ministry of Education, who died at Dedza District Hospital in Dedza on the 20th day of June, 2019.

(67) JAMILSON CHAIMA, formerly of Kamangilira Village, T.A. Simphasi, Mchinji, who died at Salima District Hospital on the 12th day of November, 2019.

(68) AUBREY ABRAHAM, formerly of Ministry of Education, who died at Mtendere Health Centre, Dedza, on the 23rd day of February, 2017.

(69) CATHERIN GOWELO, formerly of Ministry of Education, who died at Mzuzu Central Hospital in Mzimba on the 10th day of December, 2019.

(70) FELISTA MANDY BODZALEKANI, formerly of Kalonga Village, T.A. Dzole, Dowa, who died at Kasungu District Hospital on the 6th day of November, 2019.

(71) HUDSON TERENCE CHIWANDA, formerly of Ministry of Education, who died at Mua Rural Hospital, Dedza, on the 29th day of March, 2020.

(72) BLESSINGS MAFUTA, formerly of Tengaizi Village, T.A. Mazengeru, Lilongwe, who died at Dedza District Hospital on the 25th day of April, 2019.

(73) OSWEL SINYU, formerly of Ministry of Education, who died at Daeyang Luke Hospital in Lilongwe on the 15th day of November, 2019.

(74) LUMBANI KAUNDA, formerly of Ministry of Internal Affairs, who died at Mzuzu Central Hospital, Mzimba, on the 23rd day of November, 2018.

(75) DOUGLAS MWAFULIRWA, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital in Lilongwe on the 17th day of September, 2018.

(76) LUCKY MWAGHE MALANGA, formerly of Iyela Village, T.A. Mwabulamba, Chitipa, who died at Mzuzu City on the 9th day of September, 2019.

(77) FOSTER MUNTHALI, formerly of Ministry of Transport & Public Works, who died at Mzuzu Central Hospital, Mzimba, on the 1st day of January, 2018.

(78) BENAVENTURE MUNTHALI, formerly of Josen Village, T.A. Kapingo Siwande, Mzimba, who died at Area 3 Njewa, Lilongwe, on the 1st day of March, 2017.

(79) KINGSLEY MTEMULA, formerly of Ministry of Health, who died at Nkhokotakota District Hospital in Nkhokotakota on the 17th day of July, 2019.

(80) ACTION MTABALI, formerly of Ministry of Natural Resources and Energy Mining, who died at Mzuzu Central Hospital on the 27th day of April, 2019.

(81) ALLAN KANYIKA, formerly of Ministry of Internal Affairs, who died at Kamuzu Central Hospital, Lilongwe, on the 12th day of April, 2020.

(82) MAGANIZO F. MTEGHA, formerly of Ministry of Natural Resources, who died at Mzuzu Central Hospital, Mzimba, on the 30th day of July, 2018.

(83) LINLY C. KAPILA, formerly of Kalowe Village, T.A. Nthalire, Chitipa, who died at St. Johns Hospital, Mzimba, on the 27th day of March, 2016.

(84) FOSTER N. MANDA, formerly of Kathewera Village, T.A. Simiamba, Kasungu, who died at Kasungu District Hospital in Kasungu, on the 2nd day of July, 2018.

(85) MAPHUNDI PHIRI, formerly of Ministry of Education, who died at Nkhokotakota District Hospital on the 10th day of May, 2019.

(86) PATRICK MBALI, formerly of Ministry of Education, who died at Mzimba District Hospital on the 30th day of August, 2019.

(87) RODWIN MUNG'OMBWA, formerly of Ministry of Agriculture, who died at St. Johns Hospital, Mzimba, on the 27th day of June, 2020.

(88) WYSON NKOSHI, formerly of Zigodo Village, T.A. Mtwalu, Mzimba, who died at Kamuzu Central Hospital, Lilongwe, on the 9th day of April, 2019.

(89) KILIANO LEO LIKISHON, formerly of Nkhomba Village, T.A. Zulu, Mchinji, who died at Kamuzu Central Hospital in Lilongwe on the 4th day of March, 2020.

(90) ERNEST KANTCHENTCHE, formerly of Mpanang'ombe Village, T.A. Nthondo, Ntchisi, who died at Area 44, Lilongwe City, on the 11th day of January, 2021.

(91) GILBERT THAPENZI, formerly of Chiseka Village, T.A. Chiseka, Lilongwe, who died at Kamuzu Central Hospital on the 6th day of February, 2013.

(92) MARY KASAMBALA NGOMA, formerly of Mwamadi Chikumbu, Mulanje, who died at Area 25, Chitukula, Lilongwe, on the 26th day of June, 2020.

(93) LITTA GOLOSI, formerly of Kandiwo, T.A. Kapeni, Blantyre, who died on

(94) GRAVEL MITHENGA, formerly of who died at Kamuzu Central Hospital, Lilongwe, on the 21st day of January, 2021.

(95) EPHRAIM SANDIFOLU, formerly of Kanyandule Village, T.A. Tsabango, Lilongwe, who died at Kamuzu Central Hospital on the 4th day of November, 2020.

(96) ALFRED GRANT MATIYA, formerly of who died at Kamuzu Central Hospital, Lilongwe, on the