




BEFORE THE
COMPETITION COMMISSION OF PAKISTAN

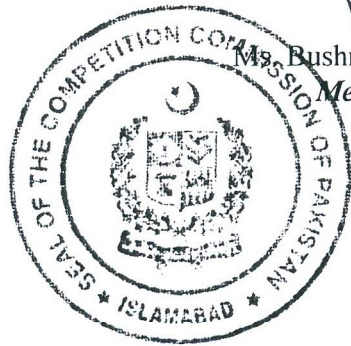
FIRST PHASE REVIEW

IN THE MATTER OF ACQUISITION OF % SHAREHOLDING BY M/S.
INFOTECH PRIVATE LIMITED AND % SHAREHOLDING BY M/S. ISE
TOWER REIT MANAGEMENT COMPANY LIMITED IN M/S. MCB FINANCIAL
SERVICES LIMITED

CASE: 1092/Merger-CCP/20

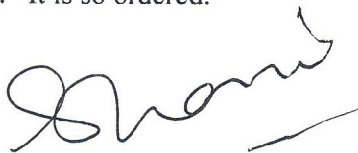
Commission


Ms. Shaista Bano Gilani
Acting Chairperson


Ms. Bushra Naz Malik
Member

ORDER

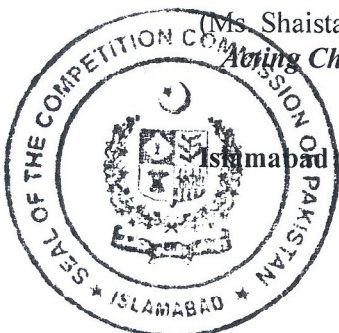
1. On 21st April 2020 the Competition Commission of Pakistan ("**Commission**") received a pre-merger application ("**Application**") of a proposed acquisition pursuant to Section 11 of the Competition Act, 2010 ("**Act**") read with Regulation 6 of the Competition (Merger Control) Regulations, 2016 ("**Merger Regulations**") jointly submitted by M/s. InfoTech Private Limited ("**Acquirer 1**") and M/s. ISE Tower REIT Management Company Limited ("**Acquirer 2**") for the intended acquisition of % shareholding by Acquirer 1 and % shareholding by Acquirer 2 in M/s. MCB Financial Services Limited ("**Target**") from M/s. MCB Bank Limited ("**Seller**") pursuant to Share Purchase Agreement. All the requisite information/documentation pertaining to the application was completed by the applicant on 19th May 2020.
2. The Commission has examined the Application as well as all the documents attached therewith, the market scenario, and its observations on the basis of independent research/investigation in the relevant market. The Phase I competition assessment of the intended transaction has resulted in the following findings:
 - i. The business activities of the undertakings concerned are:
 - a. For the Acquirer 1: IT Services and Networking Suppliers and Digital Technologies and Sectorial Consulting.
 - b. For the Acquirer 2: Real estate investment trust management services.
 - c. For the Seller: Commercial Bank
 - d. For the Target: Trustee services and Custodial services.
 - ii. The proposed transaction involves Acquirer 1 purchasing % shareholding and Acquirer 2 buying % shareholding in the Target from the Seller for a total consideration of PKR : /- at a value of PKR : per sale share.
 - iii. The Target belongs to the relevant product market of "**Financial Services**" having a geographic market identified as of "**Pakistan**". According to the data provided in the application, Target's pre-merger market share is an estimate of %. Post-transaction, it is expected that the business of the Target will expand which will eventually lead to an increased market share of estimated %.
 - iv. The transaction is not likely to result in the creation or strengthening of a dominant position in the relevant market. The intended merger does not meet the presumption of dominance as determined under Section (2) (1) (e) read with Section 3 of the Competition Act 2010 ("**Act**").
3. In conclusion, the proposed transaction is not likely to substantially lessen competition through the creation or strengthening of a dominant position in the relevant market. The proposed transaction is hereby authorized under Section 31 (1) (d) (i) of the Act.
4. It is so ordered.



(Ms. Shaista Bano Gilani)
Acting Chairperson



(Ms. Bushra Naz Malik)
Member



Islamabad the JUNE 5, 2020.