




BEFORE THE  
COMPETITION COMMISSION OF PAKISTAN

FIRST PHASE REVIEW


IN THE MATTER OF ACQUISITION OF UP TO % SHAREHOLDING OF  
M/S. GATRON (INDUSTRIES) LIMITED BY M/S. NOVA FRONTIERS LIMITED.

CASE: 1433/Merger-CCP/2024



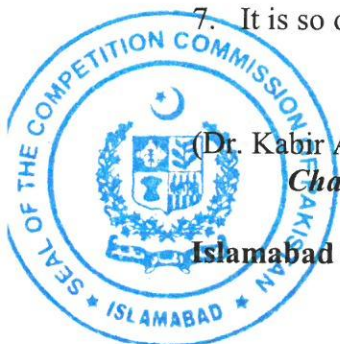
  
Dr. Kabir Ahmed Sidhu  
*Chairman*

Commission

  
Mr. Saeed Ahmad Nawaz  
*Member*

## ORDER

1. On 28<sup>th</sup> February, 2024 the Competition Commission of Pakistan (hereafter the "**Commission**") received a pre-merger application (hereafter the "**Application**") from M/s. Nova Frontiers Limited (hereafter "**Acquirer**" or "**Nova**").
2. The Application was made pursuant to Section 11 of the Competition Act, 2010 (hereafter the "**Act**") read in conjunction with Regulation 6 of the Competition (Merger Control) Regulations, 2016 (hereafter the "**Merger Regulations**").
3. The proposed transaction entails acquisition of up to % shareholding of M/s. Gatron (Industries) Limited (hereafter the "**Target**" or "**Gatron**") by the Acquirer. All requisite information/documentation pertaining to the Application was completed on 30<sup>th</sup> April, 2024.
4. The Commission has examined the Application as well as all the documents attached therewith and the information provided by the concerned undertaking(s). The Phase I competition assessment of the intended transaction has revealed the following facts:
  - 4.1. The business activities of the undertakings concerned are:
    - a) Acquirer: A public unlisted company incorporated in Pakistan and is engaged in investments of shares, stocks, bonds, units of mutual funds and related securities.
    - b) Target: A public listed company incorporated in Pakistan and is engaged in the business of manufacturing polyester filament yarn and polyethylene terephthalate preforms.
  - 4.2. As submitted in the Application, the Acquirer intends to acquire up to % shareholding of the issued and paid-up share capital of the Target via the Pakistan Stock Exchange. The Acquirer intends to invest an estimated sum of up to PKR \_\_\_\_\_.
  - 4.3. The relevant markets in this case have been identified as "**Polyester Filament Yarn (PFY)**" and "**Polyethylene Terephthalate Preforms (PET)**" while the relevant geographic market is "**Pakistan**". As per the data provided by the Applicant, the Target's share in PFY is % whereas in PET, it is estimated to be %, which is expected to remain unchanged at post-transaction.
5. The proposed transaction will not result in dominance of the Acquirer in the relevant market, post-transaction, as determined under Section 2(1)(e) read with Section 3 of the Act. Therefore, it is hereby authorized under Section 31(1)(d)(i) of the Act.
6. In the subject transaction, matters which may fall outside the scope of the Commission's purview, remain subject to applicable laws.
7. It is so ordered.



(Dr. Kabir Ahmed Sidhu)  
Chairman

Islamabad the 21<sup>st</sup> May, 2024.

(Mr. Saeed Ahmad Nawaz)  
Member