



Corporate and Commercial

Our services

Minchin & Kelly (Botswana) was established in 1890 to serve the commercial and legal needs of Botswana and has successfully served this purpose for well over a century. The firm continues to provide high quality legal services to local and international clients wanting to invest or do business in Botswana. Over the decades we have been involved in many deals and transactions that have shaped the face of modern Botswana.

As a member of DLA Piper Africa, we have the collective international backing and experience of DLA Piper's corporate lawyers across the Americas, Asia Pacific, Europe and the Middle East, as well as firms throughout Africa. Through this association with DLA Piper, we draw first-hand knowledge and global expertise to translate international legal and business trends into commercial solutions that produce results aligned to your strategic objectives.

We offer a one-stop solution for corporations wishing to establish a presence in Botswana or to move some of their operations to Botswana. Our team regularly structures complex transactions, coordinates cross border transactions, conducts and manages due diligence investigations, deals with regulatory compliance aspects, advises on the tax implications of transactions, advises on funding related aspects and prepares all the requisite transaction documents. Our core areas of focus include corporate mergers and acquisitions, corporate governance, compliance, immigration, labour, tax, competition, corporate restructuring, capital markets, corporate finance, private equity, pension and insurance.

We advise on transactions across various industries including mining, energy, real estate, banking, construction, retirement funds, insurance, information technology, hospitality, tourism and health.

Market recognition:

Minchin & Kelly is a highly regarded firm with notable strength in both transactional work and litigation. Clients praise the high quality of service it provides, saying:

Our transactional and advisory experience is extensive and covers all corporate, transactional and advisory work across the core areas of resources, mining and energy, banking, finance, capital markets, technology and innovation including the following core services:

- Restructurings
- Tax
- Insurance
- Compliance and Regulatory
- Public Private Partnership
- Competition
- Securities and listings requirements
- Environmental
- Employment issues relating to business transfers, including employee benefits and structures
- Financing arrangements
- Venture capital
- Debt and equity funding and credit facilities
- Due diligence investigations
- Insolvency
- Intellectual property

“The lawyers are technically and strategically excellent, and always give strong insight into political and cultural factors that would have a material bearing on our strategy.”

Chambers Global 2024

Recent experience

- Advising Botswana Oil Limited, the national oil company on the proposed XTL PPP Project, the establishment of a coal to Liquid fuel manufacturing plant in Botswana.
- Advising Ministry of Minerals & Energy on the expansion national fuel storage facility, Tshele Hills through a Public Private Partnership Procurement process.
- Advising Sandfire Limited, an Australian Mineral listed company borrowing USD160million syndicated loan through its Botswana subsidiary for the expansion of its Motheo Copper Project.
- Advising Stanbic Bank Botswana Limited on the financing of the Tsholofelo 198 Sectional Title residential Units in Sarona City.
- Advising ABSA Limited Bank financing of the CBD Square Field Mall worth BWP250million.
- Advising First National Bank Botswana “FNBB” on the expansion of the Airport Junction Mall in the sum of BWP250million.
- Drafted the Amended and Restated Agreement pertaining of the original Loan Agreement with the Government of the Republic of Botswana.
- Advising Stanbic Bank Botswana on the financing of BHC a housing parastatal organisation for its working capital requirements in the sum of BWP150million.
- Advising Finnfund on the funding of Letshego’s general working capital requirements.
- Consultancy Services for the Development of a Privatisation Strategy for Botswana Meat Commission.
- Advising on the restructuring of the Botswana Public Officers Pension Fund and that of its subsidiaries in compliance with the local retirement laws.
- Conducting a due diligence for and on behalf of BDC, the development agency of Botswana for the proposed share swap transaction for an aggregate amount of 11% shares in Letlole la Rona Limited. The target company being Grit Group, a company listed on the London stock Exchange and Mauritius Stock Exchange.
- Advising a qualified bidder on its bid submission in respect of the 300MW Brownfield IPP in Botswana.
- Advising Government of Botswana on the restructuring of its mineral assets.
- Conducting due diligence investigations on major companies in the retail industry, glass manufacturing industry, petroleum, fluid systems and pneumatic systems industries.

Key contacts



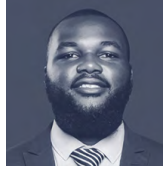
Isaac Ntombela
Partner, Head – Corporate &
Commercial
T +267 391 2734
intombela@minchinkelly.bw



Tatenda Caroline Dumba
Partner, Head – Banking &
Project Finance
T +267 391 2734
tdumba@minchinkelly.bw



Namie Modiri
Senior Associate
T +267 391 2734
nmodiri@minchinkelly.bw



Victor Chilembwe
Associate
T +267 391 2734
vchilembwe@minchinkelly.bw

Minchin & Kelly (Botswana)

Attorneys Notaries & Conveyancers

The Fields Precinct, Lot 54349 CBD, Office Block B, 3rd Floor

Corner of Molepolole Rd and Western Commercial Rd Gaborone, Botswana

P O Box 1339, Gaborone, Botswana

T +267 391 2734

F +267 390 8500

www.minchinkelly.bw

www.dlapiperafrica.com

