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COMP/M.5304 - INDAVER / NIBC / JV

SECTION 1.2

Description of the concentration

The Commission has received notification of a proposed concentration pursuant to Article 4 of the ECMR under which Indaver NV ("**Indaver**") and NEIF Infrastructure Investments Holding I B.V. ("**NEIF**") intend to acquire, within the meaning of Article 3(1)(b) of the ECMR, joint control over SAV Beteiligungs GmbH and SAV Verwaltungs GmbH (together "**SAV**").

The business activities of the undertakings are as follows :

- Indaver offers integrated waste services and total waste management solutions in Europe;
- NEIF is an investment fund, subsidiary of NIBC, a merchant bank offering corporate financial services;
- SAV are holding companies of which the direct and indirect subsidiaries are active, mainly in Germany, in the field of hazardous waste treatment.

The sector concerned by the transaction is hazardous waste management.

Since the individual or combined market shares of Indaver and SAV will be less than 15 % on any horizontally overlapping market of hazardous waste and less than 25 % on any vertically related market, this case is, pursuant to the Commission's Notice (2005/C56/32) on a simplified procedure for the treatment of certain concentrations under Council Regulation (EEC) No. 139/2004, a candidate for treatment under the procedure set out in the Notice.

In view of the limited overlaps between Indaver and SAV, the Parties consider that the present Transaction will not raise any competition law issues.