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**M.8851 - BASF / BAYER DIVESTMENT BUSINESS**

**SECTION 1.2**

**Description of the concentration**

- (1) This Transaction involves the proposed acquisition of sole control by BASF SE (**BASF**) of the **BASF Divestment Package** and the **Vegetable Seeds Divestment Business** (together the **Divestment Business**) from Bayer Aktiengesellschaft (**Bayer**).
- (2) BASF is a publicly traded company headquartered in Germany. BASF SE is listed on the German Stock Exchange in Frankfurt, the London Stock Exchange in London and the Swiss Stock Exchange in Zurich.
- (3) BASF is active worldwide in more than 80 countries. Its business is divided into five segments: chemicals (e.g. petrochemicals and intermediates), performance products (e.g. dispersion and pigments), functional materials and solutions (e.g. construction chemicals and coatings), oil & gas, and agricultural solutions.
- (4) The Divestment Business is being divested pursuant to the commitments offered on 16 February 2018 with a view to rendering the proposed merger between Bayer and Monsanto Company (**Monsanto**) (Case M.8084 – *Bayer / Monsanto*) compatible with the internal market and the functioning of the EEA Agreement.