

***Case No COMP/M.5292 -  
TATA / MUBADALA /  
LOCHMORE / PIAGGIO***

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004  
MERGER PROCEDURE**

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Article 6(1)(b) NON-OPPOSITION  
Date: 30/09/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 30/09/2008  
SG-Greffe(2008)  
D/205860/205861/205862/205863/205864  
C(2008) 5656

PUBLIC VERSION

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

**To the notifying parties:**

Dear Madam(s) and/or Sir(s),

**Subject: Case No COMP/M.5292 - Tata/ Mubadala/ Lochmore/ Piaggio  
Notification of 29.08.2008 pursuant to Article 4 of Council Regulation (EC) No  
139/2004<sup>1</sup>  
Publication in the Official Journal of the European Union No C 230,  
09.09.2008, p.21**

1. On 29.08.2008, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking Tata Limited ("Tata Limited", United Kingdom) acquires within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Piaggio Aero Industries SpA ("Piaggio", Italy) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for undertaking Tata Limited: Purchasing agent, representative, trader in commodities and industrial raw materials and in trade financing
  - for undertaking Piaggio: manufacture of aircraft, aircraft structural components and engine parts, engine maintenance services

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<sup>1</sup> OJ L 24, 29.1.2004, p. 1.

3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No 139/2004 and of paragraph 5(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.
  
4. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No 139/2004.

For the Commission  
(signed)  
Philip LOWE  
Director General