

***Case No COMP/M.5425 -
DOPRASTAV /
CESKOMORAVSKY
BETON / TBG
DOPRASTAV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 06/02/2009

***In electronic form on the EUR-Lex website under document
number 32009M5425***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 06/02/2009
SG-Greffe(2009) D/686-687
C(2009)861

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

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

**Subject: Case No COMP/M.5425 - DOPRASTAV/ CESKOMORAVSKY BETON/ TBG DOPRASTAV
Notification of 05/01/2009 pursuant to Article 4 of Council Regulation (EC) No 139/2004¹
Publication in the Official Journal of the European Union No C 7 of 13.01.2009 p.16.**

1. On 05.01.2009 the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings Doprastav, a.s. ("Doprastav", Slovakia) belonging to the DDM Group and Ceskomoravsky beton, a.s. ("Ceskomoravsky beton", Czech Republic) belonging to the HeidelbergCement Group acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking TBG Doprastav, a.s. ("TBG Doprastav", Slovakia).

The business activities of the undertakings concerned are:

- for Doprastav : construction, production of construction materials;
- for Ceskomoravsky beton : production of construction materials, provision of construction services;

¹ OJ L 24, 29.1.2004, p. 1.

- for TBG Doprastav: production and distribution of ready-mixed concrete.
2. 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 139/2004².
 3. 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

² OJ C 56, 05.3.2005, p. 32.