

***Case No COMP/  
M.5481 - AREVA SA/  
AREVA NP***

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: 12/06/2009

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 12.06.2009  
SG-Greffe(2009) D/3323  
C(2009)4687

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

PUBLIC VERSION

SIMPLIFIED PROCEDURE

**To the notifying party:**

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

**Subject: Case No COMP/M.5481 – AREVA SA/ AREVA NP  
Notification of 11 May 2009 pursuant to Article 4 of Council Regulation (EC)  
No 139/2004<sup>1</sup>  
Publication in the Official Journal of the European Union No C115, 20 May  
2009, p.20.**

1. On 11 May 2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking AREVA SA (France) acquires within the meaning of Article 3(1)(b) of the Council Regulation sole control of the whole of AREVA NP (France), an undertaking previously jointly controlled by AREVA SA and Siemens AG (Germany), following Siemens AG's decision to withdraw fully from AREVA NP.
2. The business activities of the undertakings concerned are:
  - for AREVA SA: design, production and sale of power generation, electricity transmission and distribution solutions;
  - for AREVA NP: design and construction of the nuclear island for nuclear power plants, engineering, safety instrumentation and control, modernization,

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

maintenance and repair services as well as the design and manufacture of nuclear fuel assemblies.

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(d) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004<sup>2</sup>.
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

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<sup>2</sup> OJ C 56, 05.3.2005, p. 32.