

Case No COMP/M.6959 - ONEX/ JELD-WEN

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 12/07/2013

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EUROPEAN COMMISSION

Brussels, 12.7.2013
C(2013) 4560 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

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

**Subject: Case No COMP/M.6959 – ONEX/ JELD-WEN
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 17 June 2013, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Onex Corporation ("Onex", Canada) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking JELD-WEN Holding, inc. ("JELD-WEN", USA) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - Onex is a Canadian-based corporation listed on the Toronto Stock Exchange that invests in companies in a large number of industry sectors through a number of private equity funds, including Onex Partners LP, Onex Partners II LP, Onex Partners III LP, ONCAP II LP and ONCAP III LP. Onex currently has joint control over JELD-WEN;

¹ OJ L 24, 29.1.2004, p. 1 ("the Merger Regulation"). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ("TFEU") has introduced certain changes, such as the replacement of "Community" by "Union" and "common market" by "internal market". The terminology of the TFEU will be used throughout this decision.

- JELD-WEN is a US based global manufacturer and distributor of windows and doors. JELD-WEN's product offering includes a full line of doors and windows as well as millwork and related building products that are sold to a wide variety of customers for use in new construction, renovation, and light commercial markets. JELD-WEN's worldwide product portfolio includes standard and special internal doors and performance door sets, external door sets, accessories for door solutions, windows, shower door/screens, closet doors, patio doors, wardrobes and stairs².
3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(d) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004³.
 4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the Commission
(signed)
Alexander ITALIANER
Director General

² Publication in the Official Journal of the European Union No C 177, 22.6.2013, p. 6.

³ OJ C 56, 5.3.2005, p. 32.