

***Case No COMP/M.7679 - EVO PAYMENTS
INTERNATIONAL/ RAIFFEISEN BANK POLSKA/
RAIFFEISENBANK/ JVS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 27/08/2015

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EUROPEAN COMMISSION

Brussels, 27.08.2015
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PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case M.7679 - EVO PAYMENTS INTERNATIONAL/ RAIFFEISEN BANK POLSKA/ RAIFFEISENBANK/ JVS
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²**

1. On 4 August 2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which
 - (i) the undertaking Centrum Elektronicznych Usług Płatniczych “eService” Sp. z o.o., Poland (“eService”, Poland), jointly controlled by the EVO Payments International group of companies (“EVO”, USA) and the Powszechna Kasa Oszczędności Bank Polski group of companies (“PKO”, Poland), and
 - (ii) the undertakings Raiffeisen Bank Polska S.A. (“RBPL”, Poland) and Raiffeisen a.s. (“RBCZ, Czech Republic), both part of the Raiffeisen Zentralbank Österreich Aktiengesellschaft group of companies (Austria) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of a newly created joint venture company in Poland and a newly created joint venture company in the Czech Republic (“JVs”, Poland and Czech Republic) by way of purchase of shares and contract of

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.

² OJ L 1, 3.1.1994, p. 3 (“the EEA Agreement”).

management. The merchant acquiring businesses of RBPL and RBCZ will be transferred to the JVs.³

2. The business activities of the undertakings concerned are:
 - eService: Provision of acquiring processing services for card payments made at POS terminals or through the internet in Poland
 - EVO: Electronic transaction payment processing and related services in the USA, Canada and the EEA
 - RBPL: Banking and financial services in Poland
 - RBCZ: Banking and financial services in the Czech Republic
 - Raiffeisen Zentralbank Österreich Aktiengesellschaft: Banking and financial services in the EEA

The JVs will provide merchant acquiring and acquiring processing services in Poland and in the Czech Republic.

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(a) and 6 of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.⁴
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 and Article 57 of the EEA Agreement.

*For the Commission
(Signed)
Alexander ITALIANER
Director-General*

³ Publication in the Official Journal of the European Union No C 265, 13.8.2015, p. 6.

⁴ OJ C 366, 14.12.2013, p. 5.