

Disclaimer :

The Competition DG makes the information provided by the notifying parties in section 1.2 of Form CO available to the public in order to increase transparency. This information has been prepared by the notifying parties under their sole responsibility, and its content in no way prejudices the view the Commission may take of the planned operation. Nor can the Commission be held responsible for any incorrect or misleading information contained therein.

COMP/M. 4182 - HÖRMANN/MN/ACP JV

SECTION 1.2

Description of the concentration

The notification concerns the creation of joint control over a newly created company, ACP. The transaction concerns the sale of a 50% shareholding in the company by MAN Nutzfahrzeuge Aktiengesellschaft (MN) to Hörmann GmbH & Co. Beteiligungs KG (Hörmann).

ACP was set up by MN to receive a transfer of the assets and activities carried on at MN's plant in Penzberg. The Penzberg plant has to date supplied MN with component parts for its commercial vehicles. These components are essentially limited to structural components used to create or complete a vehicle chassis or the driving cab. The introduction of Hörmann will lead to the diversification of ACP away from being a supplier solely to MN.

The transaction concerns the creation of a full-function joint venture within the meaning of Article 3(4) of ECMR.

MN is the commercial motor vehicle manufacturing division of MAN Aktiengesellschaft a company whose shares are listed on the Frankfurt stock exchange.

Hörmann is a private company established under German law whose activities prior to the acquisition of shares in ACP concerned the production of industrial products/services and communication products/services but not the production or sale of products manufactured by ACP.