



## **OPINION**

**of the ADVISORY COMMITTEE on MERGERS  
given at its meeting of 20 February 2008 relating a draft decision relating to**

**Case COMP M.4747 – IBM/ Telelogic**

**Rapporteur : SPAIN**

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1. The Advisory Committee agrees with the Commission that the notified operation constitutes a concentration within the meaning of Article 3(1)(b) of the EC Merger Regulation.
  2. The Advisory Committee agrees with the Commission that the notified operation has a Community dimension within the meaning of Articles 1 and 4(5) of the EC Merger Regulation.
  3. The Advisory Committee agrees with the Commission's definition of the relevant product markets.
  4. The Advisory Committee agrees with the Commission's definition of the relevant geographic market.
  5. The Advisory Committee agrees with the Commission's assessment that the notified operation would not significantly impede effective competition on the market for software Modelling tools.
  6. The Advisory Committee agrees with the Commission's assessment that the notified operation would not significantly impede effective competition on the market for software Requirements Management tools.
  7. The Advisory Committee agrees with the Commission that the notified concentration should be declared compatible with the Common Market and with the functioning of the EEA Agreement in accordance with Articles 2(2), 8(1) and 10(2) of the Merger Regulation and Article 57 of the EEA Agreement.

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