

***Case No COMP/M.2255 -
TELEFONICA
INTERCONTINENTAL /
SONERA 3G HOLDING /
CONSORTIUM IPSE
2000***

Only the English text is available and authentic.

**REGULATION (EEC) No 4064/89
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 09/01/2001

*Also available in the CELEX database
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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 09.01.2001

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties

Dear Madam / Sir(s),

**Subject: Case No. COMP/M.2255 – Telefónica Intercontinental / Sonera 3G Holding/
Consortium Ipse 2000**

Notification of 29 November 2000 pursuant to Article 4 of Council Regulation (EEC) No. 4064/89¹

Publication in the Official Journal of the European Communities No. C 349, 06/12/2000, page 7.

1. On 29 November 2000 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 by which the undertakings Telefónica Intercontinental S.A., controlled by the Spanish Telefónica S.A. (“Telefónica“), and Sonera 3G Holding BV, controlled by the Finnish Sonera Corporation (“Sonera“), acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the Italian undertaking Consortium Ipse 2000 by way of purchase of shares in a newly created company constituting a joint venture.
2. The business activities of the undertakings concerned are :
 - for Telefónica: fixed line and mobile voice and data communications, value-added and Internet access services, media and entertainment;

¹ OJ L 395, 30.12.1989 p. 1; corrected version OJ L 257 of 21.9.1990, p. 13, as last amended by Regulation (EC) No 1310/97, OJ L 180, 9.7.1997, p. 1, corrigendum in OJ L 40, 13.2.1998, p. 17.

- for Sonera: fixed line and mobile voice and data communications, Internet and service provision;
 - for Ipse 2000: vehicle company set up for the purpose of acquiring a UMTS-licence in Italy
3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EEC) No. 4064/89 and of paragraph 4, subparagraph b) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89².
 4. To the extent that restrictions specified by the parties are directly related and necessary to the implementation of the concentration, these restrictions are covered pursuant to Article 6(1)(b), second subparagraph, of Council Regulation (EEC) No. 4064/89.
 5. 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 (EEC) No. 4064/89.

For the Commission,
Mario Monti
Member of the Commission

² OJ C 217, 29.07.2000, p. 32.