

***Case No COMP/M.2264 -
INDUSTRI KAPITAL /
FIVES-LILLE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/01/2001

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 17.01.2001
SG(2001) D/285183

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE
PUBLIC VERSION

To the notifying parties

Dear Sirs,

Subject: Case No. COMP/M.2264 – Industri Kapital (Industri Kapital 2000 Fund) / Fives-Lille

Notification of 07.12.2000 pursuant to Article 4 of Council Regulation (EEC) No. 4064/89¹

Publication in the Official Journal of the European Communities No. C 361, 15.12.2000, page 4.

1. On 07.12.2000, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No. 4064/89 by which the undertaking Industri Kapital 2000 Fund, controlled by the Industri Kapital group, acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of Compagnie de Fives-Lille, France, by way of a public bid announced on 04.12.2000.
2. The business activities of the undertakings concerned are:
 - for the Industri Kapital group : the main investment areas of this private equity investment firm are building materials, food, manufacturing industries, retailing and whole-selling, service industries and specialised process industry.
 - for Compagnie de Fives-Lille: design and construction of production equipment including handling equipment, machinery engineering, thermal engineering, combustion engineering, industrial piping. This production equipment is primarily used in the steel-, automotive-, aluminium-, glass-, petrochemical-, cement-, sugar- and food industries.

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.

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. 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.