

***Case No COMP/M.2405 -
DOW CHEMICAL /
ASCOT***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 11/05/2001

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 11.05.2001
SG (2001) D/288511

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties

Dear Madam/Sir,

**Subject: Case No. COMP/M.2405 - DOW CHEMICAL COMPANY/ASCOT plc
Notification of 6.4.2001 pursuant to Article 4 of Council Regulation (EEC) No.
4064/89¹
Publication in the Official Journal of the European Communities No. C 113 of
18.04.2001**

1. On 6.4.2001 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 by which the US company, the Dow Chemical Company ("Dow"), acquires within the meaning of Article 3.1.b of the Council Regulation control of the whole of the UK company, Ascot, plc ("Ascot") by way of purchase of shares.

The business activities of the undertakings concerned are:

- Dow : global science and technology based company developing and manufacturing a portfolio of chemicals, plastics, agricultural and other specialised products;
- Ascot : mainly fine and speciality chemicals.

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.

2. 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(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89².
3. 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

² OJ C 217, 29.07.2000, p. 32.