

***Case No COMP/M.2689 -  
3I / DANSK  
KAPITALANLAEG /  
IBSEN***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 31/01/2002

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 31/01/2002

SG (2002) D/

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties:

Dear Madam(s) and/or Sir(s),

**Subject: Case No. COMP/M.2689 –3i/DANSK KAPITALANÆG/IBSEN  
Notification of 20/12/2001 pursuant to Article 4 of Council Regulation (EEC)  
No. 4064/89<sup>1</sup>  
Publication in the Official Journal of the European Communities No. C 6, on 09  
January 2002, page 7**

1. On 20/12/2001, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No. 4064/89 by which the undertakings, Dansk Kapitalanlæg Aktieselskab (Dansk Kapital), Denmark and 3i Group plc (3i), UK, acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of Ibsen Photonics A/S (Ibsen) Denmark, by way of purchase of shares in a newly created company constituting a joint venture.
2. The business activities of the undertakings concerned are:
  - Dansk Kapital: venture capital company listed on the Copenhagen Stock Exchange
  - 3i: venture capital company listed on the London Stock Exchange.

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<sup>1</sup> 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.

- Ibsen: manufacture of DWDM Power Monitors and Holographic Phase Masks for the fibre optic manufacturing industry.
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(b) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89<sup>2</sup>.
  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

*(signed)*  
Mario MONTI  
Member of the Commission

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<sup>2</sup> OJ C 217, 29.07.2000, p. 32.