

***Case No COMP/M.2787 -
CVC / MASSIVE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 30/04/2002

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 30/04/2002

SG (2002) D/229637

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying party

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

Subject: Case No. COMP/M.2787 – CVC/MASSIVE

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

Publication in the Official Journal of the European Communities No. C 81, 04/04/2002, page 16.

1. On 25/03/2002, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No. 4064/89 by which the undertaking CVC Capital Partners Belgium (“CVC”; Belgium) belonging to the group CVC acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Massive International N.V. (“Massive”; The Netherlands) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - for undertaking CVC: investment company.
 - for undertaking Massive: lighting products.

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 c 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

² OJ C 217, 29.07.2000, p. 32.