

***Case No COMP/M.2809 -
CINVEN / CARLYLE /
VUP***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 11/06/2002

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

Brussels, 11/6/02
SG (2002) D/230157-230158

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties

Dear Sirs,

Subject: Case No. COMP/M.2809 – Cinven / Carlyle / VUP

***Notification of 08.05.2002 pursuant to Article 4 of Council Regulation (EEC) No. 4064/89¹
Publication in the Official Journal of the European Communities No. C119 of
22.05.2002.***

1. On 08/05/2002, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 by which the undertakings Cinven, belonging to Cinven Group Limited, UK ('Cinven') and Carlyle, a limited partnership registered in the Cayman Island ('Carlyle') acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of some assets sold by Vivendi Universal Publishing, FRA ('VUP assets') by way of purchase of shares in newly created vehicle companies.
2. The business activities of the undertakings concerned are:
 - for Cinven : venture capital business
 - for Carlyle : private equity investments
 - for VUP assets : activities concerning medical publishing, trade publishing and organization of trade shows
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

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.

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.