

***Case No COMP/M.2829 -  
VIVENDI  
ENVIRONMENT /  
SOUTHERN WATER UK***

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: 23/08/2002

*Also available in the CELEX database  
Document No 302M2829*



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 23/08/2002

SG (2002) D/231358

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.2829 Vivendi Environment/ Southern Water UK  
Notification of 19/07/2002 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 181,  
30.07.2002, page 10**

1. On 19/07/2002, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 by which the undertaking Vivendi Water UK belonging to the group Vivendi Universal acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertakings JVCo and of Southern Water by way of purchase of shares.
2. The business activities of the undertakings concerned are :
  - for Vivendi Water UK: supply and distribution of drinking water and wastewater management
  - JVCo : parent company to Southern Water
  - Southern Water: water and sewerage service supply

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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.

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 4064/89<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

David Byrne  
Member of the Commission

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