

***Case No COMP/M.2849 -  
DOUGHTY HANSON /  
ATU GROUP***

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: 15/07/2002

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 15/7/2002

SG (2002) D/230710

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.2849 – DOUGHTY HANSON/ATU GROUP  
Notification of DOUGHTY HANSON/ATU GROUP 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 151,  
25/06/2002, page 13.**

1. On 17 June 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 Doughty Hanson & Co Limited (“DHC”; United Kingdom) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertakings AFM Autofahrerfachmarkt GmbH & Co KG (“AFM”; Germany) belonging to the ATU Group (Germany), APS Autopotřeby a služby s.r.o. (“APS”; Czech Republic) and Diana Kfz-Textil GmbH (“Diana”; Germany) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for undertaking DHC: private equity fund manager.
  - for undertaking AFM: automobile spare parts and workshops and environmental services in Austria and Germany.
  - for undertaking APS: operates the ATU’s retail and workshop facility in the Czech Republic.
  - for undertaking Diana: production of clothing and seat covers.

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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

*Signed,*  
Mario MONTI  
Member of the Commission

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