

***Case No COMP/M.3018 -
CANDOVER / CINVEN /
KAP***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 18/12/2002

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

Brussels, 18/12/2002

SG (2002) D/233373

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the Notifying Parties

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

Subject: Case No. COMP/M.3018- Candover/Cinven/KAP

Notification of 21.11.2002 pursuant to Article 4 of Council Regulation (EEC) No. 4064/89¹

Publication in the Official Journal of the European Communities No. C 298, 30.11.2002, page 9

1. On 21.11.2002 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 by which the undertakings Candover Partners Ltd. (Candover) belonging to the Candover Group and Cinven Ltd. (Cinven) belonging to the Cinven Group Ltd. acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Kluwer Academic Publishers BV (KAP) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - for undertaking Candover: investment and management advice to and management investments on behalf of investment funds

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.

- for undertaking Cinven: investment and management advice to and management investments on behalf of investment funds
 - for undertaking KAP: academic publishing
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

(signed)
Mario MONTI
Member of the Commission

² OJ C 217, 29.07.2000, p. 32.