

***Case No COMP/M.3386 -
SEI / FUJITSU / FQD***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 29/03/2004

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 29.03.2004

SG-Greffe(2004) D/201206

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties

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

**Subject: Case No. COMP/M.3386 – SEI / FUJITSU / FQD
Notification of 26.02.2004 pursuant to Article 4 of Council Regulation (EEC)
No. 4064/89¹, as last amended by Regulation (EC) No 1310/97²
Publication in the Official Journal of the European Union No. C 57, 05.03.2004,
page 2**

1. On 26 February 2004, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No. 4064/89 by which the undertakings Fujitsu Limited (“Fujitsu”, Japan) and Sumitomo Electric Industries, Ltd. (“SEI”, Japan) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Fujitsu Quantum Devices Limited (“FQD”, Japan), by way of purchase of shares in a newly created company constituting a joint venture.
2. The business activities of the undertakings concerned are:
 - for undertaking Fujitsu: information technology and communication solutions including semiconductors;

¹ OJ L 395, 30.12.1989 p. 1; corrigendum: OJ L 257, 21.9.1990, p. 13.

² OJ L 180, 9. 7. 1997, p. 1; corrigendum OJ L 40, 13.2.1998, p. 17.

- for undertaking SEI: power and telecommunication cable and wire used in electronic components and semiconductors;
 - for undertaking FQD: compound semiconductor devices.
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 4064/89³.
 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

³ OJ C 217, 29.07.2000, p. 32.