

***Case No COMP/M.3414 -
APAX / CAPMAN /
SOLID***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 01/07/2004

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 01-VII-2004

SG-Greffe(2004) D/202594

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.3414 – Apax/CapMan/Solid Information
Notification of 02/06/2004 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 155,
12/06/2004, page 29**

1. On 02/06/2004, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No. 4064/89 by which the undertakings Apax Europe IV (“Apax”, United Kingdom) ultimately controlled by Hirzell Trust and CapMan Funds (“CapMan”, Finland) controlled by CapMan Plc acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Solid Oy (“Solid”, Finland) by way of new share issue.

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.

2. The business activities of the undertakings concerned are :
 - for Apax: pan-European investment fund,
 - for CapMan: private equity fund management and advisory services,
 - for Solid: database and distributed data synchronisation solutions for OEM (Original Equipment Manufacturers).
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(a) 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

(Signed)

Mario MONTI
Member of the Commission

³ OJ C 217, 29.07.2000, p. 32.