

*Case No COMP/M.3427 -
SITA / SOL /
JÄTEÄSSÄT /
HYÖTYKESKUS JV*

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 26/07/2004

*Also available in the CELEX database
Document No 304M3427*



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 26/07/2004

SG-Greffe(2004) D/203243-203245

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.3427 – SITA / SOL / Jäteässät / Hyötykeskus JV
Notification of 26/06/2004 pursuant to Article 4 of Council Regulation (EC) No.
139/2004¹
Publication in the Official Journal of the European Union No. C 170,
30/06/2004, page 4**

1. On 26/06/2004, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings Jäteässät Oy (“Jäteässät”, Finland), SITA Finland Oy (“SITA”, Finland), part of the Suez Group and E.ON Group (“SG”, France and “EON”, Germany) and SOL Ympäristöpalvelut Oy (“SOL”, Finland) belonging to AGR Group (“AGR”, Germany), acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Suomen Hyötykeskus (the “Hyötykeskus JV”, Finland), 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 SITA : waste management services in Finland;
 - for undertaking SOL: collection of waste material in Finland;
 - for undertaking Jäteässät: collection of waste material in Finland;

¹ OJ L 24, 29.1.2004 p. 1

- for undertaking Hyötykeskus JV: reprocessing and marketing of fibre based waste material in Finland;
 - for undertaking AGR : waste management services, insurance, sorting, container and advertising services;
 - for undertaking SG: energy, water and waste management;
 - for undertaking EON: energy.
3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 4 (a) 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 (EC) No. 139/2004.

For the Commission

Mario MONTI
Member of the Commission

² OJ C 217, 29.07.2000, p. 32; Council Regulation (EEC) No 4064/89 has been replaced by Council Regulation (EC) No 139/2004.