

***Case No COMP/M.3505 -
TCL / ALCATEL***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 16/07/2004

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 16-VII-2004

SG-Greffe(2004) D/203138

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying party

Dear Sir(s),

**Subject: Case No. COMP/M. 3505 – TCL/ALCATEL
Notification of 17/06/2004 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 166, 25 June 2004, page 5**

1. On 17/06/2004, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which TCL Communication Technology Holding Ltd ("TCL" China), acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of Alcatel Mobile Phone Division ("AMPD", France) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - TCL : manufacture and distribution of mobile handsets
 - AMPD : design and distribution of mobile handsets
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

¹ OJ L 24, 29.1.2004 p. 1

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² OJ C 217, 29.07.2000, p. 32; Council Regulation (EEC) No 4064/89 has been replaced by Council Regulation (EC) No 139/2004.