

***Case No COMP/M.3607 -  
SABANCI / DUPONTSA***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 22/11/2004

***In electronic form on the EUR-Lex website under document  
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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 22.11.2004

SG-Greffe(2004) D/205334

PUBLIC VERSION

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party  
via the legal representative

Dear Sirs,

**Subject: Case No. COMP/M.3607-Sabancı / DuPontSA**  
**Notification of 15.10.2004 pursuant to Article 4 of Council Regulation (EC) No. 139/2004<sup>1</sup>**  
**Publication in the Official Journal of the European Union No. C 260, 22.10.2004, page 3.**

1. On 15.10.2004, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking Haci Ömer Sabancı Holding A.S. ("Sabancı", Turkey) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking DuPont Sabancı Polyester Europe B.V. ("DuPontSA", The Netherlands) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for undertaking Sabancı: chemicals, man-made fibres, cement, automotive industry, food and retailing, banking and insurance ;

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<sup>1</sup> OJ L 24, 29.1.2004 p. 1

- for undertaking DuPontSA: manufacture, marketing and sales of various industrial nylon products.
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 5, subparagraph d of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No139/2004<sup>2</sup>.
  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  
Neelie KROES  
Member of the Commission  
signed

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<sup>2</sup> Available on DG COMP website:  
[http://europa.eu.int/comm/competition/mergers/legislation/consultation/simplified\\_tru.pdf](http://europa.eu.int/comm/competition/mergers/legislation/consultation/simplified_tru.pdf).