

***Case No COMP/M.3900 -
CVC / WAVIN***

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

Article 6(1)(b) NON-OPPOSITION
Date: 30/08/2005

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 30/08/2005

SG-Greffe(2005) D/204714

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party :

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

**Subject: Case No. COMP/M. 3900 – CVC / WAVIN
Notification of 25/07/2005 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 188 of 02/08/05, p. 5**

1. On 25/07/05, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking CVC Capital Partner Group Sarl (CVC, Luxembourg) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Beheermaatschappij Wavin B.V. (Wavin, Netherlands) by way of purchase of shares.
2. The business activities of the undertakings concerned are :
 - for CVC: investment fund.
 - for Wavin : manufacture and supply of pipe systems.

¹ OJ L 24, 29.1.2004 p. 1

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 c, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004².
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

(signed)

Neelie KROES
Member of the Commission

² OJ C 56, 05.3.2005 p.32