

***Case No COMP/M.4022 -
BELGIAN STATE / CVC
/ POST DANMARK / DE
POST-LA POSTE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 19/12/2005

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 19.12.2005

SG-Greffe(2005) D/207447

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties

Dear Sirs,

**Subject: Case No. COMP/M.4022 – Belgian State/CVC/Post Danmark/De Post-La Poste
Notification of 14/11/2005 pursuant to Article 4 of Council Regulation (EC) No.
139/2004¹.
Publication in the Official Journal of the European Union No. C 288,
19/11/2005, Page 11**

1. On 14/11/2005, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the Belgian State on one hand and the undertaking Post Invest Europe Sàrl, jointly controlled by the CVC group (“CVC”, Luxembourg) and Post Danmark A/S (“Post Danmark”, Denmark), on the other hand, acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking De Post NV-La Poste SA, currently controlled by the Belgian State (“De Post-La Poste”, Belgium), by way of purchase of shares.
2. The business activities of the undertakings concerned are :
 - for De Post-La Poste: Belgian universal postal services operator;
 - for CVC: private equity company;
 - for Post Danmark: incumbent postal operator in Denmark.

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 paragraphs 5 (b) and (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