

***Case No COMP/M.4056 -
HOCHTIEF AIRPORT /
CDPQ / BUDAPEST
AIRPORT***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 21/12/2005

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 21.12.2005

SG-Greffe(2005) D/207593/94

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

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

Subject: Case No. COMP/M.4056 - HOCHTIEF AIRPORT / CDPQ / BUDAPEST AIRPORT
Notification of 17.11.2005 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C297, 29/11/2005, page 10

1. On 17.11.2005, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings HOCHTIEF AirPort GmbH ("HOCHTIEF AirPort", Germany), controlled by HOCHTIEF Aktiengesellschaft, and Caisse de Dépôt et Placement du Québec („CDPQ”, Canada) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Budapest Airport Rt. („Budapest Airport”, Hungary) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - for HOCHTIEF AirPort: airport management services of Athens, Düsseldorf, Hamburg, Sydney and Tirana airports;
 - for CDPQ: management of funds for public and private pension and insurance funds;

¹ OJ L 24, 29.1.2004 p. 1

- for Budapest Airport: airport management services of the Budapest airport.
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 b, 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