

***Case No COMP/M.4064 -  
MONTAGU / BSN  
MEDICAL***

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: 10/02/2006

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 10/02/2006

SG-Greffe(2006) D/200646

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

**To the notifying party**

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

**Subject: Case No. COMP/M. 4064 – Montagu / BSN Medical  
Notification of 09.01.2006 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 011 of  
17.01.2006, page 2**

1. On 09.01.2006, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertaking Montagu Private Equity Ltd (“MPE”, UK), through several managed funds, acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking BSN Medical GmbH & Co. KG (“BSN”, Germany) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for MPE: management of private equity funds;
  - for BSN: production of professional medical products.

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<sup>1</sup> 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 b, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004<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

(signed)

Neelie KROES  
Member of the Commission

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<sup>2</sup> OJ C 56, 05.3.2005 p.32