

***Case No COMP/M.4069 -  
COGNIS / GOLDEN  
HOPE PLANTATIONS  
BHD/ JV***

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: 01/02/2006

***In electronic form on the EUR-Lex website under document  
number 32006M4069***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 01/02/2006

SG-Greffe(2006) D/200441-442

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties

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

**Subject: Case No. COMP/M.4069 – Cognis B.V. / Golden Hope Plantations BHD / JV  
Notification of 23.12.2005 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 4, 07.01.2006,  
page 2**

1. On 23.12.2005, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings Cognis B.V., controlled by Cognis Group, and Golden Hope Plantations BHD (“Golden Hope”, Malaysia) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the Cognis Group’s global oleochemicals and plastics additives businesses (“The target business”), currently under the sole control of Cognis Group, by way of purchase of shares.

The business activities of the undertakings concerned are :

- for Cognis Group: manufacture and sale of specialty chemicals,
- for Golden Hope: cultivation, processing and sales of palm oil, palm kernels, fresh fruit bunches and rubber,

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

- for the target business: manufacture and sale of oleochemicals and plastics additives.
2. 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(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004<sup>2</sup>.
  3. 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