

***Case No COMP/M.4186 -  
GILDE / HEIPLOEG /  
NAUTICA NOVA***

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: 04/05/2006

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 04.05.2006

**SG-Greffe(2006) D/202375**

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.4186 – GILDE/HEIPLOEG/NAUTICA NOVA Notification of 24/03/2006 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 78 of 31/03/2006, page 27**

1. On 24.03.2006, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking Gilde Buy-Out Management Holding B.V. (“Gilde”, the Netherlands) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Nautica Nova N.V. (“Nautica Nova”, Curaçao, Netherlands Antilles) by way of purchase of shares. This transaction complements Gilde’s acquisition of Heiploeg Beheer B.V. cleared in case M. 4089-GILDE/HEIPLOEG.
2. The business activities of the undertakings concerned are :
  - Gilde: private equity investor specialized in management buy-out investments
  - Heiploeg: sourcing, processing, (wholesale) distributing and selling of shrimps

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

- Nautica Nova: tropical shrimp fishing and freezing in South America.
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. 139/2004<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  
Philip LOWE  
Director General

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