

***Case No COMP/M.4349 -
METRO / GEANT
POLSKA***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 11/09/2006

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 11.09.2006

SG-Greffe(2006) D/205075

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

Dear Sir,

**Subject: Case No. COMP/M.4349-Metro / Géant Polska
Notification of 04.08.2006 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 193; date 17.08.2006, page 31.**

1. On 4 August 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 Metro AG (“Metro”, Germany) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Geant Polska Sp. z.o.o. (“Geant Polska”, Poland) belonging to Casino Guichard Perrachon S.A. (France) by way of purchase of assets.
2. The business activities of the undertakings concerned are:

¹ OJ L 24, 29.1.2004 p. 1

- Metro: active in the area of retail of daily consumer products under the brand Real, wholesale outlets operated under the brand Makro Cash & Carry, and consumer electronics retailing with MediaMarkt and Saturn;
 - Geant Polska: active in the area of retail of daily consumer products with 19 hypermarkets in Poland.
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. 139/2004².
 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
Philip LOWE
Director General

² OJ C 56, 05.3.2005 p.32