

*Case No COMP/M.4602 -
ATLAS COPCO /
DYNAPAC*

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 29/05/2007

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 29.05.2007

SG-Greffe(2007) D/203231

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

Dear Madam or Sir,

**Subject: Case No. COMP/M.4602 – Atlas Copco / Dynapac
Notification of 02/04/2007 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. No. C 90, dated 25.04.2007, page 29.**

- (1) On 18.04.2007, the Commission received a notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of Council Regulation (EC) No 139/2004 by which the undertaking Atlas Copco AB ("Atlas Copco", Sweden) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Dynapac ("Dynapac", Sweden) by way of purchase of shares.

¹ OJ L 24, 29.1.2004 p. 1

- (2) The business activities of the undertakings concerned are:
- for Atlas Copco: provider of industrial productivity solutions, like compressed air and gas equipment, generators, construction and mining equipment, industrial tools and assembly systems, as well as related aftermarket services.
 - for Dynapac: production and distribution of paving and compaction equipment.
- (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, subparagraphs 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
Philip LOWE
Director General
signed. by Lowri EVANS
Deputy Director General

² OJ C 56, 05.3.2005 p.32