

***Case No COMP/M.4689 -
WINGAS / HYDRO
WINGAS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 19/06/2007

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 19.VI.2007

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PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

Dear Sirs,

**Subject: Case No. COMP/M.4689 – Wingas/HydroWingas
Notification of 15 May 2007 pursuant to Article 4 of Council Regulation (EC)
No. 139/2004¹
Publication in the Official Journal of the European Union No. C 115, 25/5/2007,
p. 44**

1. On 15 May 2007, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertaking WINGAS GmbH ("WINGAS", Germany), controlled by Wintershall Holding AG ("Wintershall", Germany) and belonging to the BASF Group, acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking HydroWingas Limited ("HydroWingas", UK), currently jointly controlled by WINGAS and Norsk Hydro (UK) Limited, by way of purchase of shares. The business activities of the undertakings concerned are :
 - for WINGAS : supply, transportation and storage of natural gas;
 - for Wintershall : exploration, production and sale of crude oil and natural gas;

¹ OJ L 24, 29.1.2004 p. 1

- for HydroWingas: supply and trading of natural gas in the UK.
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, subparagraph d of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004².
 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
Philip LOWE
Director General

² OJ C 56, 05.3.2005 p.32