

***Case No COMP/M.5000 -
METINVEST /
TRAMETAL / SPARTAN***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/01/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 17-I-2008
SG-Greffe(2007) D/200105

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party

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

**Subject: Case No. COMP/M.5000 - Metinvest/ Trametal/ Spartan
Notification of 03.12.2007 pursuant to Article 4 of Council Regulation (EC) No.
139/2004¹
Publication in the Official Journal of the European Union No. C 298 of
11.12.2007, page 19**

1. On 03/12/2007, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking Metinvest BV ("Metinvest", The Netherlands), belonging to System Capital Management JSC holding ("SCM", Ukraine), acquires within the meaning of Article 3(1)(b) of the Council Regulation control of Trametal SpA ("Trametal", Italy) and Spartan UK Ltd. ("Spartan", United Kingdom) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - Metinvest: coal and iron ore mining and steel production, including hot-rolled flat steel (such as coils and quarto plates);
 - Trametal: hot-rolled flat steel production, specifically quarto plates;
 - Spartan: hot-rolled flat steel production, specifically quarto plates.

¹ OJ L 24, 29.1.2004 p. 1

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