

***Case No COMP/M.5024 -
TUI / ROYAL
CARIBBEAN CRUISES /
JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 07/03/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 07-III-2008

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PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the Notifying parties:

Dear Sir/Madam,

**Subject: Case No COMP/M.5024 – TUI / Royal Caribbean Cruises / JV
Notification of 06.02.2008 pursuant to Article 4 of Council Regulation
No 139/2004¹
Publication in the Official Journal of the European Union No. C 041 dated
15/02/2008, page 22**

1. On 6 February 2008, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings TUI AG ("TUI", Germany) and Royal Caribbean Cruises Ltd. ("RCL", USA) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking TUI Cruises GmbH ("TUI Cruises", Germany) by way of purchase of shares in a newly created company constituting a joint venture.
2. The business activities of the undertakings concerned are:
 - for TUI : shipping and tourism,
 - for RCL : organisation and provision of cruises,
 - for TUI Cruises : organisation and provision of cruises to German-speaking customers.
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

¹ OJ L 24, 29.1.2004 p. 1.

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