

***Case No COMP/M.5071 -  
AAC / POLARIS /  
BABYSAM***

Only the English text is available and authentic.

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

---

Article 6(1)(b) NON-OPPOSITION  
Date: 04/04/2008

***In electronic form on the EUR-Lex website under document  
number 32008M5071***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 04/04/2008  
SG-Greffe(2008) D/201650/201651

PUBLIC VERSION

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

**To the notifying parties:**

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

**Subject: Case No. COMP/M.5071 - AAC / POLARIS / BABYSAM**

**Notification of 25/02/2008 pursuant to Article 4 of Council Regulation (EC) No. 139/2004<sup>1</sup>  
Publication in the Official Journal of the European Union No. C 62, 7/3/2008 page 4.**

1. On 25/02/2008, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings AAC Capital Partners ('AAC', the Netherlands), belonging to the group ABN AMRO Bank N.V. ('ABN AMRO', the Netherlands) and Polaris Private Equity ('Polaris', Denmark) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking BabySam A/S ('BabySam', Denmark) by way of purchase of shares in a newly created company constituting a joint venture.

The business activities of the undertakings concerned are:

- for AAC: private equity,
- for ABN AMRO: provision of financial services,
- for Polaris: private equity,
- for BabySam: retail of baby clothing and equipment.

---

<sup>1</sup> OJ L 24, 29.1.2004 p. 1

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, subparagraphs a and b, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004<sup>2</sup>.
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

---

<sup>2</sup> OJ C 56, 05.3.2005 p.32