

***Case No COMP/M.5090 -
CEZ / MOL / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 13/05/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 13/V/2008
SG-Greffe(2008) D/203204/203205

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.5090 - CEZ/ MOL/ JV
Notification of 03.04.2008 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 90 dated 11.04.2008, page 36.

1. On 03.04.2008, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertaking ČEZ, a.s. ("ČEZ", Czech Republic) and MOL Magyar Olaj- és Gázipari Nyilvánosan Működő Részvénytársaság ("MOL" Hungary) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control in a newly created company constituting a joint venture.

The business activities of the undertakings concerned are:

- for ČEZ: an integrated energy conglomerate based in the Czech Republic;
- for MOL: an integrated oil and gas company based in Hungary;

¹ OJ L 24, 29.1.2004 p. 1

- for the joint venture: development of gas-fired power generation plants and related gas infrastructure in Slovakia, Hungary, Croatia and Slovenia.
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 c 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