

***Case No COMP/M.5102 -  
DANFOSS / VKR  
HOLDING / JV***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 10/12/2008

***In electronic form on the EUR-Lex website under document  
number 32008M5102***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 10/12/2008  
SG-Greffe(2008) D/207973  
C(2008) 8446

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.5102 - DANFOSS/ VKR HOLDING/ JV  
Notification of 07/11/2008 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 296,  
19/11/2008, p.26**

1. On 07/11/2008, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings Danfoss A/S ("Danfoss", Denmark) and undertaking SolarCAP A/S ("SolarCAP" Denmark), the latter controlled by VKR Holding A/S ("VKR Holding", Denmark), acquire within the meaning of Article 3(1)(b) of the Council Regulation, joint control of the newly created company constituting a joint venture ("JV", Austria) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for undertaking Danfoss : manufacturing and sale of thermostats, valves and controls for heating, refrigeration and industrial automation;
  - for undertaking SolarCAP : sale of solar collectors for combined heating systems;

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

- for undertaking VKR Holding: manufacturing and sale of windows, decoration for windows, natural ventilation and thermal solar energy;
  - for the JV: development and sale of integrated solar pump.
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(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.
  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