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***Case No COMP/M.5407 -
CSN / ITOCHU /
NACIONAL MINÉRIOS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/12/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 17.12.2008
SG-Greffe(2008) D/ 208359
C(2008) 8761

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties:

Dear Sirs,

Subject: Case No. COMP/M.5407 - CSN / ITOCHU / NACIONAL MINÉRIOS
Notification of 17.10.2008 pursuant to Article 4 of Council Regulation (EC) No
139/2004¹
Publication in the Official Journal of the European Union No C 302,
25.11.2008, p. 12

1. On 17 November 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 Companhia Siderúrgica Nacional ('CSN', Brazil) and ITOCHU Corporation ('Itochu', Japan) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Nacional Minérios S.A. ('Namisa', Brazil), by way of purchase of shares.

The business activities of the undertakings concerned are:

- for CSN: steel production, mining and infrastructure,
- for ITOCHU: trading of various products such as textiles, machinery, information and communications-related products, metals, products related to oil and other energy sources, general merchandise, chemicals, and provisions and food,

¹ OJ L 24, 29.1.2004, p. 1.

- for Namisa: mining and trading of iron ore.
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(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, 5.3.2005, p. 32.