

***Case No COMP/
M.5503 - SIBUR/ CITCO***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 23/06/2009

***In electronic form on the EUR-Lex website under document
number 32009M5503***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 23.06.2009
SG-Greffe(2009) D/3560
C(2009)5167

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

Dear Sirs,

**Subject: Case No COMP/M.5503 - SIBUR/ CITCO
Notification of 20.05.2009 pursuant to Article 4 of Council Regulation (EC) No 139/2004¹
Publication in the Official Journal of the European Union No C 122,
30.05.2009, p.27**

- 1) On 20.05.2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking OJSC Sibur Holding ('Sibur', Russia) controlled by Gazfond (Russia) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertakings CITCO Waren-Handels-gesellschaft m.b.H., (Austria), Citco Holdings Limited (Cyprus) and Westin Trading S.A. (Panama) (together 'CITCO') by way of purchase of shares.

The business activities of the undertakings concerned are:

- for Sibur: manufacture of various petrochemical products, fertilisers and tyres,
- for CITCO: independent distributor and trader of *inter alia* liquid petroleum gases, rubber, petrochemical products and fertilisers.

¹ 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(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.