

***Case No COMP/M.5687 -
CVC/ SUBSIDIARIES
OF INTERBREW
CENTRAL EUROPEAN
HOLDING***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 26/11/2009

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 26.11.2009
SG-Greffe(2009) D/9598
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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.5687 – CVC/ SUBSIDIARIES OF INTERBREW
CENTRAL EUROPEAN HOLDING
Notification of 23/10/2009 pursuant to Article 4 of Council Regulation (EC) No
139/2004¹
Publication in the Official Journal of the European Union No C 261,
31.10.2009, p.24**

- (1) On 23/10/2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which CVC Capital Partners SICAV-FIS S.A. and its affiliates ("CVC", Luxembourg, part of the CVC group, UK), acquire within the meaning of Article 3(1)(b) of the Council Regulation (EC) No 139/2004 control of the whole of certain companies active in the beer sector in Bulgaria, the Czech Republic, Hungary, Romania, Slovakia, and certain other non-EEA central European countries (together "Target Group", Luxembourg, currently part of the Anheuser-Busch InBev group, Belgium) by way of purchase of shares.

The business activities of the undertakings concerned are:

¹ OJ L 24, 29.1.2004, p. 1.

- CVC: investment advice, investment fund management;
 - Target Group: the production, sale, marketing and distribution of beer in Central and Eastern Europe, currently part of the Anheuser-Busch InBev group.
- (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 (b) 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.