

***Case No COMP/M.6011 -
ATP/ PFA/ FOLKSAM
SAK/ FOLKSAM LIV/ CPD
/ FIH GROUP***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 29/11/2010

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EUROPEAN COMMISSION

Brussels, 29.11.2010
SG-Greffe(2010) D/18881-18885
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PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties:

Dear Madam(s) and/or Sir(s),

Subject: Case No COMP/M.6011 - ATP/ PFA/ FOLKSAM SAK/ FOLKSAM LIV/ CPD/ FIH GROUP
Notification of 29/11/2010 pursuant to Article 4 of Council Regulation (EC) No 139/2004¹
Publication in the Official Journal of the European Union No C 302,09/11/2010, p. 8

1. On 29.10.2010 the European Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings Arbejdsmarkedets Tillægspension ("ATP", Denmark), Pension forsikringsaktieselskab ("PFA", Denmark), Folksam ömsesidig livsförsäkring and Folksam ömsesidig sakförsäkring (together "Folksam Group", Sweden) and C.P. Dyvig & Co. A/S ("CPD", Denmark) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the whole of the undertaking FIH Erhvervsbank A/S ("FIH", Denmark) by way of purchase of shares.

¹ OJ L 24, 29.1.2004, p. 1 ("the Merger Regulation"). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ("TFEU") has introduced certain changes, such as the replacement of "Community" by "Union" and "common market" by "internal market". The terminology of the TFEU will be used throughout this decision.

2. The business activities of the undertakings concerned are:
 - for ATP : Pension provision,
 - for PFA : Pensions and life insurance,
 - for Folksam Group : life and non-life insurance,
 - for CPD : financial advice, corporate finance, M&A advice, and equity investments,
 - for FIH : Corporate Banking, Property Finance, Structured Finance, Capital Markets, M&A advice and investment banking.
3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation 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.
4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the European Commission,
(signed)
Alexander ITALIANER
Director General

² OJ C 56, 5.3.2005, p. 32.