

EN

***Case No COMP/M.6029 -  
DANISH CROWN/ D&S  
FLEISCH***

Only the English text is available and authentic.

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

---

Article 6(1)(b) NON-OPPOSITION  
Date: 22/12/2010

***In electronic form on the EUR-Lex website under document  
number 32010M6029***



EUROPEAN COMMISSION

Brussels, 22.12.2010  
SG-Greffe(2010) D/21619

C(2010) 9745

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.6029 - DANISH CROWN/ D&S FLEISCH  
Notification of 23.11.2010 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 325,  
02.12.2010, p.23**

1. On 23 November 2010, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Danish Crown AmbA ("Danish Crown", Denmark) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of part of D&S Fleisch GmbH ("D&S", Germany) by way of purchase of assets.
2. The business activities of the undertakings concerned are:
  - for Danish Crown: slaughtering of pigs and cattle, meat processing and meat trading,

---

<sup>1</sup> 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.

- for D&S: slaughtering and production of pig meat.
- 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 139/2004<sup>2</sup>.
- 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 Commission  
(signed)

Alexander ITALIANER  
Director General

---

<sup>2</sup> OJ C 56, 5.3.2005, p. 32.