

***Case No COMP/M.6654 -
MELROSE PLC/ ELSTER
GROUP SE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 03/08/2012

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EUROPEAN COMMISSION

Brussels, 03/08/2012
C(2012) 5679

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party

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

**Subject: Case No COMP/M.6654 - MELROSE PLC/ ELSTER GROUP SE
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 06/07/2012, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Melrose plc ("Melrose", United Kingdom) will indirectly acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over Elster Group SE ("Elster", Germany), by way of purchase of shares².
2. The business activities of the undertakings concerned are:
 - for Melrose: acquisition of high quality manufacturing business with exposure to strong end-markets and provision of management services;
 - for Elster: manufacture and sale of gas, electricity and water meters, and related services and products.
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

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 Publication in the Official Journal of the European Union No C 210, 12/07/2012, p.12

Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004³.

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

³ OJ C 56, 5.3.2005, p. 32.