

***Case No COMP/M.7006 - OAO  
LUKOIL/ LUBRICANTS  
BUSINESS OMV***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 15/01/2014

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EUROPEAN COMMISSION

Brussels, 15/01/2014  
C(2014) 258 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party:**

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

**Subject: Case No COMP/M.7006 - OAO LUKOIL/ LUBRICANTS BUSINESS OMV  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No  
139/2004<sup>1</sup>**

1. On 9 December 2013, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation and following a referral pursuant to Article 4(5) of Council Regulation (EC) No 139/2004 by which the undertaking OAO "LUKOIL" (Russian Federation) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of parts of the undertaking OMV Aktiengesellschaft (Austria) by way of purchase of assets<sup>2</sup>.

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<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.

<sup>2</sup> Publication in the Official Journal of the European Union No C 368, 17/12/2013, p.19.

2. The business activities of the undertakings concerned are:
  - for OAO "LUKOIL": exploration, development and production of oil and gas and the refining, production and marketing of crude oil and petroleum products including automotive and industrial lubricants.
  - for the transferred assets of OMV Aktiengesellschaft: the production and distribution of automotive and industrial lubricants to non-retail customers.
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)i and (c)ii of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004<sup>3</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*

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<sup>3</sup> OJ C 56, 5.3.2005, p. 32.