

EN

***Case No COMP/M.7223 - DANISH CROWN /  
SOKOLOW***

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: 28/05/2014

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EUROPEAN COMMISSION

Brussels, 28.5.2014  
C(2014) 3714 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party:**

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

**Subject: Case M.7223 - DANISH CROWN / SOKOLOW**  
**Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)**  
**No 139/2004<sup>1</sup>**

1. On 30 April 2014, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Danish Crown A/S ("Danish Crown", Denmark) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of the undertaking Sokolów SA ("Sokolów", Poland) by way of purchase of shares. Sokolów is currently jointly controlled by Danish Crown and the Finnish food company HKScan OYJ.<sup>2</sup>
2. The business activities of the undertakings concerned are:
  - for Danish Crown: vertically integrated food company which supplies live animals, including pigs and cattle, to slaughterhouses. Danish Crown is based in Denmark but has production facilities in several countries and activities worldwide,
  - for Sokolów: vertically integrated food company which is active in the slaughtering of live animals, including pigs and cattle, and in the processing of meat, including pig, beef and poultry. Sokolów has production facilities in Poland.

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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 138, 8.5.2014, p. 44.

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(d) 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 366, 14.12.2013, p. 5.