

***Case No COMP/M.7291 - VERSALIS/ NOVAMONT***

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: 05/09/2014

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EUROPEAN COMMISSION

Brussels, 5.9.2014  
C(2014) 6410 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying parties:**

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

**Subject: Case M.7291 – VERSALIS / NOVAMONT  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No  
139/2004<sup>1</sup>**

1. On 1 August 2014, the European Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of the Merger Regulation by which the undertakings Versalis S.p.A. ("Versalis", Italy), controlled by ENI S.p.A. ("ENI", Italy), and Novamont S.p.A. ("Novamont", Italy) acquire within the meaning of Article 3(1)(b) and Article 3(4) of the Merger Regulation joint control of a newly created company constituting a joint venture<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 260, 09.08.2014, p.11.

2. The business activities of the undertakings concerned are:
  - Versalis is active in the production and marketing of a wide portfolio of petrochemical products, as well as the sale of licences relating to its technologies and know-how. Versalis is a wholly-owned subsidiary of ENI, an Italian multinational oil and gas company, which operates in a large number of fields including nuclear power, energy, chemicals, plastics and refining.
  - Novamont is an Italian company active in the production of bioplastics based on bioproducts and biodegradable polymers totally or partially obtained from renewable resources.
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>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.