

***Case No COMP/M.7617 -
FERALPI SIDERURGICA/
DUFERCO ITALIA /
LUCCHINI SpA IN A.S.
GOING CONCERN WIRE
RODS BUSINESS /
SERVOLA SpA IN A.S.
CERTAIN ASSETS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 05/06/2015

***In electronic form on the EUR-Lex website under document
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EUROPEAN COMMISSION

Brussels, 5.6.2015
C(2015) 3916 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case M.7617 - FERALPI SIDERURGICA/ DUFERCO ITALIA / LUCCHINI SpA IN A.S. GOING CONCERN WIRE RODS BUSINESS / SERVOLA SpA IN A.S. CERTAIN ASSETS
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²**

1. On 7/5/2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Feralpi Siderurgica S.p.A. ("Feralpi", Italy), part of the Feralpi group, and Duferco Italia Holding S.p.A. ("Duferco Italia", Italy), which is ultimately controlled by BBHolding Investment SA (Luxembourg), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control over the wire rods business of Lucchini S.p.A. in amministrazione straordinaria ("Going Concern", Italy) and the real estate of Servola S.p.A. in amministrazione straordinaria in which the Going Concern operates ("Servola", Italy).³

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 OJ L 1, 3.1.1994, p. 3 ("the EEA Agreement").

³ Publication in the Official Journal of the European Union No C 162, 19.5.2015, p. 16.

2. The business activities of the undertakings concerned are:
 - for Feralpi: manufacturing and sale of certain steel products,
 - for Duferco: manufacturing and mainly sale of certain steel products,
 - for the Going Concern: manufacturing and sale of wire rods.
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 139/2004.⁴
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 and Article 57 of the EEA Agreement.

For the Commission
(signed)
Alexander ITALIANER
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.