

EN

***Case No M.7732 - JBS /
MOY PARK***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 21/09/2015

***In electronic form on the EUR-Lex website under document
number 32015M7732***



EUROPEAN COMMISSION

Brussels, 21.9.2015
C(2015) 6564 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

Dear Sirs,

**Subject: Case M.7732 - JBS / MOY PARK
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)
No 139/2004¹**

1. On 26 August 2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking JBS S.A. ('JBS', Brazil) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of the undertaking Moy Park Holdings (Europe) Limited ('Moy Park', UK) by way of purchase of shares.²
2. The business activities of the undertakings concerned are:
 - for JBS: global supplier of fresh and processed meat, particularly beef but also pork and poultry;
 - for Moy Park: supply of fresh and processed poultry primarily in the UK and Ireland.
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)

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 290, 4.9.2015, p. 13.

and paragraph 6 of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.³

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. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the Commission
(signed)
Johannes LAITENBERGER
Director-General

³ OJ C 366, 14.12.2013, p. 5.