



EUROPEAN COMMISSION
DG Competition

***Case M.7898 - ARAUCO /
SONAE INDUSTRIA /
TAFISA***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 26/02/2016

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EUROPEAN COMMISSION

Brussels, 26.02.2016
C(2016) 1351 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case M.7898 – ARAUCO / SONAE INDUSTRIA / TAFISA
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 2 February 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Celulosa Arauco y Constitución S.A. ("Arauco", Chile) and Sonae Indústria SGPS SA ("Sonae Indústria", Portugal) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of Tableros de Fibras S.A. ("Tafisa", Spain) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - For **Arauco**: production and management of forest resources including wood pulp, sawn timber and wood-based boards, and production of energy;
 - For **Sonae Indústria**: manufacture and sale of wood-based boards, other wood-based products, and chemicals;

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 49, 09.2.2016, p. 7.

- For **Tafisa**: production of wood-based boards, including particleboards, MDF/HDF and OSB, and other wood-based products. Tafisa is currently solely controlled by Sonae Indústria.
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 6 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)
Johannes LAITENBERGER
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.