



EUROPEAN COMMISSION  
DG Competition

***Case M.8063 - CAIXABANK / BANCO BPI***

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: 08/06/2016

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EUROPEAN COMMISSION

Brussels, 8.6.2016  
C(2016) 3653 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party:**

Dear Sirs,

**Subject: Case M.8063 – CAIXABANK / BANCO BPI  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)  
No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European Economic Area<sup>2</sup>**

1. On 12 May 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking CaixaBank, S.A. ("CaixaBank", Spain) belonging to the group Fundació Bancaria Caixa d'Estalvis i Pensions de Barcelona (Spain) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking Banco BPI ("BPI", Portugal) by way of public bid.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for CaixaBank: banking services (retail, corporate, private banking), collective investment and securitization services as well as the provision of specialised insurance products.

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

<sup>3</sup> Publication in the Official Journal of the European Union No C 184, 21.05.2016, p. 8.

- for BPI: investment banking (equities, corporate finance and private banking), retail banking, management of investment funds, pension funds and life insurance-capitalization.
- 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>4</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 and Article 57 of the EEA Agreement.

*For the Commission*  
*(Signed)*  
*Johannes LAITENBERGER*  
*Director-General*

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<sup>4</sup> OJ C 366, 14.12.2013, p. 5.