



EUROPEAN COMMISSION  
DG Competition

***Case M.8079 – RPC GROUP / BRITISH POLYTHENE  
INDUSTRIES***

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: 01/07/2016

***In electronic form on the EUR-Lex website under document  
number 32016M8079***



## EUROPEAN COMMISSION

Brussels, 1.7.2016  
C(2016) 4273 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party**

Dear Sirs,

**Subject: Case M.8079 – RPC GROUP / BRITISH POLYTHENE INDUSTRIES  
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 9 June 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking RPC Group PLC ('RPC', United Kingdom) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking British Polythene Industries PLC ('BPI', United Kingdom) by way of public bid announced on 9.6.2016.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for RPC: RPC is a UK-based rigid plastic products design and engineering company for the packaging and non-packaging sectors, with 24 design and engineering development centres and 113 manufacturing sites in 28 countries employing more than 18,000 people and manufacturing a wide range of standard and bespoke packaging for the food and non-food, consumer and industrial sectors. RPC does not produce flexible plastic 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 219, 17.6.2016, p. 28.

- for BPI: BPI is a UK-based manufacturer of flexible plastic products: polythene film, bags and sacks. BPI supplies a large number of customers with a range of products including packaging and non-packaging films and bags. BPI also recycles polythene waste.
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.