



EUROPEAN COMMISSION
DG Competition

Case M.8098 - ITALMOBILIARE / CLESSIDRA SGR

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 05/08/2016

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EUROPEAN COMMISSION

Brussels, 05.08.2016
C(2016) 5243 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the Notifying Party:

Dear Sirs,

**Subject: Case M.8098 – ITALMOBILIARE / CLESSIDRA SGR
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 12 July 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Italmobiliare S.p.A. (“Italmobiliare”, Italy) acquires, within the meaning of Article 3(1)(b) of the Merger Regulation, sole control over Clessidra SGR S.p.A. (“Clessidra”, Italy) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - Italmobiliare is a financial holding company with investments in companies operating in different sectors, including construction materials, food packaging, banking, real estate and e-commerce.
 - Clessidra is a private equity company which manages various funds with portfolio companies active in various sectors, including chemistry, pharmaceuticals, vinegar, plastic molded products, apparel, luxury jewellery, telecommunication network infrastructure, financial services and gaming.

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 261, 19.07.2016, p. 5.

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(b) 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.