



EUROPEAN COMMISSION
DG Competition

***Case M.8186 - BC
PARTNERS / KETER and
JARDIN***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 03/10/2016

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EUROPEAN COMMISSION

Brussels, 3.10.2016
C(2016) 6460 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

Dear Sirs,

**Subject: Case M.8186 – BC PARTNERS / KETER and JARDIN
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 8 September 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking BC Partners LLP ('BC Partners', the United Kingdom) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of parts of Keter Plastic Limited ('KPL', Israel) and Jardin International Holding B.V. ('JIH', Cyprus) by way of purchase of shares. The businesses that will be acquired as a result of the present transaction are referred to as the 'Keter Business' and the 'Jardin Business'.³
2. The business activities of the undertakings concerned are:
 - for BC Partners: private equity investment with a focus on the European and North American markets. BC Partners operate through the funds BCECIX and BC European Capital VIII.,

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 339, 16.9.2016, p. 9.

- for Keter Business: design, manufacture, marketing and selling of resin-based household consumer products, including outdoor furniture, outdoor storage, home organisation, DIY (hardware), gardening, pet care and children’s toys.
 - for Jardin Business: design, manufacture, marketing and selling of plastic garden furniture, storage solutions, kitchenware and household goods.
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.