



EUROPEAN COMMISSION
DG Competition

Case M.8545 - BAIN CAPITAL INVESTORS / REIFF TYRE

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 18/08/2017

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EUROPEAN COMMISSION

Brussels, 18.8.2017
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PUBLIC VERSION

To the Notifying Party

**Subject: Case M.8545 – BAIN CAPITAL INVESTORS / REIFF TYRE
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**

Dear Sir or Madam,

1. On 25 July 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Bain Capital Investors, L.L.C. ("Bain Capital" of the USA) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the tyre business of the Reiff group ("Reiff" of Germany) by way of a purchase of shares and assets.³
2. The business activities of the undertakings concerned are:
 - for Bain Capital: private equity investment firm active across most industries;
 - for Reiff: distributor of replacement tyres on the wholesale and retail level predominantly in Germany. It also supplies wheel rims, complete wheels and ancillary services and operates a truck tyre re-treading business.
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

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 251, 02.8.2017, p. 13.

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.