



EUROPEAN COMMISSION
DG Competition

***Case M.8546 - INTERMEDIATE CAPITAL GROUP /
DOMUSVI GROUP***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 14/07/2017

***In electronic form on the EUR-Lex website under document
number 32017M8546***



EUROPEAN COMMISSION

Brussels, 14.7.2017
C(2017) 5128 final

PUBLIC VERSION

To the notifying party

**Subject: Case M.8546 – INTERMEDIATE CAPITAL GROUP / DOMUSVI GROUP
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 20 June 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which an investment fund advised by the undertaking Intermediate Capital Group, plc ('ICG', UK) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the undertaking CasaVita SAS and its subsidiaries ('the DomusVi Group', France), by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for ICG: asset manager investing in private debt, credit and equity in Europe, Asia Pacific and the US.
 - DomusVi Group: is a French group operating medicalised and non-medicalised nursing homes for old people and providing care services for the elderly in France and Spain.
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

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 206, 30.06.2017, p. 48.

⁴ OJ C 366, 14.12.2013, p. 5.

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