



EUROPEAN COMMISSION
DG Competition

Case M.8969 - FSN CAPITAL V / SAFEROAD HOLDING

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 20/08/2018

***In electronic form on the EUR-Lex website under document
number 32018M8969***



EUROPEAN COMMISSION

Brussels, 20.08.2018
C(2018) 5621 final

PUBLIC VERSION

To the notifying party:

**Subject: Case M.8969 - FSN CAPITAL V / SAFEROAD HOLDING
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 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking FSN Capital GP V Limited ('FSN Capital V', UK), belonging to the group FSN Capital (Norway) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking Saferoad Holding ASA ('Saferoad', Norway) by way of purchase of shares and by way of public bid announced on 16 May 2018.³
2. The business activities of the undertakings concerned are:
 - for FSN Capital V: a fund advised by FSN Capital Partners AS, a private equity investment firm headquartered in Oslo, Norway.
 - for Saferoad: a public limited liability company incorporated in Norway and the holding company of a group of companies that specialise in road safety and road infrastructure solutions in Northern, Central and Eastern Europe.
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 270, 01.08.2018, p. 7.

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