



EUROPEAN COMMISSION  
DG Competition

***Case M.8986 - EIH /  
KRONE-MUR / PRIMAVIA***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 27/08/2018

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## EUROPEAN COMMISSION

Brussels, 27.08.2018  
C(2018) 5755 final

PUBLIC VERSION

### **To the notifying parties:**

**Subject: Case M.8986 – EIH / KRONE-MUR / PRIMAVIA  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)  
No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European Economic Area<sup>2</sup>**

Dear Sir or Madam,

1. On 23 July 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Europe Intermodal Holding (“EIH”, France), belonging to the group SNCF Mobilités (France), and Krone-Mur Servifrio S.L. (“Krone-Mur”, Spain) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the undertaking Primavia Europe S.L. (“Primavia”, Spain), currently controlled by Krone-Mur, by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for EIH: provision of intermodal and multimodal freight transportation services.
  - for Krone-Mur: provision of freight transportation services.
  - for Primavia: provision of international combined road and rail refrigerated transport services mainly of perishable goods between Spain and Northern Europe.

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<sup>1</sup> 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.

<sup>2</sup> OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

<sup>3</sup> Publication in the Official Journal of the European Union No C 269, 31.07.2018, p. 32.

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(a) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.<sup>4</sup>
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*

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<sup>4</sup> OJ C 366, 14.12.2013, p. 5.