



EUROPEAN COMMISSION
DG Competition

Case M.9229 - FSD / TOWER EUROPE

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 13/02/2019

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EUROPEAN COMMISSION

Brussels, 13.02.2019
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PUBLIC VERSION

To the notifying party

Subject: Case M.9229 – FSD / TOWER EUROPE
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 17 January 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of the Merger Regulation by which the undertakings Financière SNOP Dunois S.A. (“FSD”, France), acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking Tower Automotive Holdings Europe B.V. (“Tower Europe”, the Netherlands) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for FSD: manufacture and sale of metal parts for the automotive industry. It also supplies tooling and, to a lesser degree, metal presses for the automotive industry,
 - for Tower Europe: manufacture and sale of engineered structural metal components and assemblies for the automotive industry, including body-structure stampings, frame and other chassis structures and welded assemblies.
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 030, 24.1.2019, p. 7.

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.