



EUROPEAN COMMISSION
DG Competition

***Case M.10036 - TATA CONSULTANCY
SERVICES NETHERLANDS/
POSTBANK SYSTEMS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 04/12/2020

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EUROPEAN COMMISSION

Brussels, 04.12.2020
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PUBLIC VERSION

To the notifying party

**Subject: Case M.10036 — Tata Consultancy Services Netherlands / Postbank Systems
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 12 November 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Tata Consultancy Services Netherlands B.V. (“TCS”, The Netherlands) a subsidiary of Tata Consultancy Services Limited (“TCS Limited”), acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking Postbank Systems AG (“PBS”, Germany), currently wholly owned by Deutsche Bank AG, by way of purchase of the entirety of PBS’s shares.³
2. The business activities of the undertakings concerned are:
 - for TCS: provision of IT services to a strong client base in the Dutch market. TCS’s parent, TCS Limited, provides IT services in many countries within the EEA often via its local subsidiaries. Overall, TCS Limited is an IT services, consulting and business solutions multinational organization headquartered in Mumbai, India.
 - for PBS: provision of IT services in Germany to Deutsche Bank AG and other affiliated companies of the Deutsche Bank group active in the banking sector.

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 394, 19.11.2020, p. 3.

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 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)
Olivier GUERSENT
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.