



EUROPEAN COMMISSION
DG Competition

***Case M.11252 - DACHSER / DACHSER & FERCAM
ITALIA***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 13/11/2023

***In electronic form on the EUR-Lex website under
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EUROPEAN COMMISSION

Brussels, 13.11.2023
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PUBLIC VERSION

DACHSER SE
Thomas-Dachser-Str. 2
87439 Kempten
Germany

**Subject: Case M.11252 – DACHSER / DACHSER & FERCAM ITALIA
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 18 October 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Dachser SE ('Dachser', Germany), ultimately controlled by Dachser Group SE & Co. KG, will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the Dachser & Fercam Italia S.r.l. ('Target', Italy) by way of purchase of shares, from Fercam S.p.A. ('Fercam', Italy) ³
2. The business activities of the undertakings concerned are the following:
 - Dachser is a logistics company based in Germany;
 - Fercam is a logistics company that provides national and also international logistic services, in particular in the area of Full-Truckload 'transportation, road groupage and warehousing;
3. The business activities of Target will be road groupage and warehousing in Italy. Fercam will transfer its road groupage business as well as its warehouse business in Italy into Target prior to the consummation of the proposed concentration.
4. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and 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, OJ C, C/2023/469, 25.10.2023.

paragraph 5 (d) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.⁴

5. 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 160, 5.5.2023, p. 1–10.