



EUROPEAN COMMISSION  
DG Competition

***Case M.11328 - XXXLUTZ / CONFORAMA ESPAÑA /  
CONFORAMA PORTUGAL***

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: 12/12/2023

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EUROPEAN COMMISSION

Brussels, 12.12.2023  
C(2023) 8908 final

## PUBLIC VERSION

CAFS Invest GmbH  
Römerstraße 39  
4600 Wels  
Austria

MW Holding GmbH  
Römerstraße 39  
4600 Wels  
Austria

**Subject: Case M.11328 – XXXLUTZ / CONFORAMA ESPAÑA / CONFORAMA PORTUGAL  
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 16 November 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking XXXLutz Group (Austria), and in particular two entities in the group controlled by Mr. Andreas Seifert, i.e. MW Holding GmbH ('MW Holding', Austria) and CAFS Invest GmbH ('CAFS Invest', Austria), intend to acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the undertakings Conforama España SA ('Conforama Spain', Spain), controlled by Ibex Topco B.V., and Conforama Portugal S.A ('Conforama Portugal', Portugal), controlled by Ibex Topco B.V., by way of purchase of shares and assets.<sup>3</sup>
2. The business activities of the undertakings concerned are the following:
  - MW Holding and CAFS Invest are mainly active in the retail sale of furniture, furnishings and household goods and, to a more limited extent, electronics and appliances and have minor activities in the manufacture of furniture and the

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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 OJ C, C/2023/1200, 24.11.2023.

wholesale of furniture, furnishings and household goods and electronics and appliances,

- Conforama Spain and Conforama Portugal are active in the retail sale of furniture, furnishings and household goods and electronics and appliances.
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 (d) 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)*  
*Olivier GUERSENT*  
*Director-General*

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