



EUROPEAN COMMISSION
DG Competition

***Case M.11333 - CEVA LOGISTICS /
FNAC DARTY / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 22/12/2023

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

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PUBLIC VERSION

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ZAC Port d'Ivry
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France

**Subject: Case M.11333 – CEVA LOGISTICS / FNAC DARTY / JV
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 30 November 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which the undertakings CEVA Logistics S.A ('CEVA', France), ultimately controlled by CMA CGM S.A ('CMA CGM', France), in turn solely controlled by Merit France SAS ('Merit', France), and Fnac Darty S.A ('Fnac Darty', France), will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over a newly created joint venture ('Weavenn', France) by way of purchase of shares.³
2. The business activities of the undertakings concerned are the following:
 - CEVA is active in freight forwarding and contract logistics services. CMA CGM is the parent company and mainly involved in container liner shipping, port terminal services, and through CEVA in freight forwarding, contract logistics and small package last-mile delivery services.

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/2023/1452, 08.12.2023.

- Fnac Darty is active in the retail distribution of technical products, household appliances and cultural goods and services through its two main brands Fnac and Darty, as well as marketplace services for e-sellers on its two websites.
3. The business activities of the joint venture Weavenn will be the following: supply of a new advanced fulfilment technology to e-sellers active on marketplaces, in order to organise the logistics of their marketplace orders and, at a later stage, supply of a new e-commerce marketplace software solution.
 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 paragraphs 5(b) and 5(d) of the Commission Notice on a simplified treatment for 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.