

**Prior notification of a concentration**  
**(Case COMP/M.5888 — Delek Europe/BP France Retail)**  
**Candidate case for simplified procedure**  
**(Text with EEA relevance)**  
(2010/C 205/12)

1. On 20 July 2010, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 <sup>(1)</sup> by which Delek Group ('Delek', Israel) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of part of BP France retail fuels business and joint control of Dépôt Pétrolier de Lyon ('DPL', France) (jointly 'BP France Retail') by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- Delek Group: active in fuel products, infrastructure, automotive, media, finance and wealth management sectors,
- BP France Retail: active on the French market for the retail sales of motor fuels, associated convenience retail business at the service stations and selected storage terminals.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC Merger Regulation. However, the final decision on this point is reserved. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the EC Merger Regulation <sup>(2)</sup> it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.5888 — Delek Europe/BP France Retail, to the following address:

European Commission  
Directorate-General for Competition  
Merger Registry  
J-70  
1049 Bruxelles/Brussel  
BELGIQUE/BELGIË

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<sup>(1)</sup> OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

<sup>(2)</sup> OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').