Prior notification of a concentration

(Case COMP/M.2959 — Deutsche Telekom/Ben)

Candidate case for simplified procedure

(2002/C 206/05)

(Text with EEA relevance)

1. On 21 August 2002 the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 ([1]), as last amended by Regulation (EC) No 1310/97 ([2]), by which the German undertaking T-Mobile International AG (TMO), belonging to the Deutsche Telekom AG group, acquires, within the meaning of Article 3(1)(b) of the Regulation, control of the whole of the Dutch undertaking Ben Nederland Holding BV, by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— TMO: mobile telecommunications services,

— Ben: mobile telecommunications services.

3. On preliminary examination, the Commission finds that the notified concentration could fall within the scope of Regulation (EEC) No 4064/89. However, the final decision on this point is reserved. Pursuant to the Commission Notice on simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89 ([3]), 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.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent by fax (No (32-2) 296 43 01 or 296 72 44) or by post, under reference COMP/M.2959 — Deutsche Telekom/Ben, to:

European Commission,
Directorate-General for Competition,
Directorate B — Merger Task Force,
J-70,
B-1049 Brussels.

([1]) OJ L 395, 30.12.1989, p. 1; Corrigendum: OJ L 257, 21.9.1990, p. 13.

([2]) OJ L 180, 9.7.1997, p. 1; Corrigendum: OJ L 40, 13.2.1998, p. 17.

([3]) OJ C 217, 29.7.2000, p. 32.