

Prior notification of a concentration
(Case COMP/M.3604 — PERMIRA/AHOLD IBERIA)
Candidate case for simplified procedure

(2004/C 266/07)

(Text with EEA relevance)

1. On 22 October 2004, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ⁽¹⁾ by which the undertaking CMA, S.à.r.l. (Luxembourg) ultimately controlled by Permira Holdings Ltd ('PHL', Guernsey), acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Ahold Iberia B.V. ('Ahold Iberia', The Netherlands) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for undertaking PHL: private equity fund,
- for undertaking Ahold Iberia: through Ahold Supermercados, active in the procurement, wholesale and retail of daily consumer goods and related services in Spain.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of Regulation (EC) No 139/2004. However, the final decision on this point is reserved. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004 ⁽²⁾ 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 (No +32 2 2964301 or 2967244) or by post, under reference number COMP/M.3604 — Permira/Ahold Iberia, to the following address:

European Commission
Directorate-General for Competition,
Merger Registry
J-70
B-1049 Bruxelles/Brussel

⁽¹⁾ OJ L 24, 29.1.2004, p. 1.

⁽²⁾ Available on DG COMP website:

http://europa.eu.int/comm/competition/mergers/legislation/consultation/simplified_tru.pdf.