Prior notification of a concentration

(Case COMP/M.5663 — AVIO/SECI-E/JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2009/C 257/06)

1. On 20 October 2009, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]) by which Avio S.p.A. ('Avio', Italy) indirectly controlled by Cinven Group Limited ('Cinven Group', UK), together with its subsidiary Se.Co.Sv.Im. S.r.l. ('Secovism', Italy) collectively 'Avio Group', and S.E.C.I. Energia S.p.A. ('Seci-E', Italy) belonging to Maccaferri Group (Italy) acquire within the meaning of Article 3(1)(b) of the Regulation joint control of Termica Colleferro S.p.A., a company constituting a joint venture, by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Avio: aero-engines components (both military and commercial), aero-derivative systems used in power generation, space propulsion, maintenance, repair and overhaul services,

— for Cinven Group: private equity,

— for Seci-E: development of industrial and commercial projects in the energy sector,

— for Maccaferri Group: activities in different sectors such as (i) environmental engineering, (ii) real estate, (iii) construction and (iv) civil engineering,

— for Termica Colleferro S.p.A.: cogeneration power plant.

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 (+32 22964301 or 22967244) or by post, under reference number COMP/M.5663 — AVIO/SECI-E/JV, to the following address:

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

([1]) OJ L 24, 29.1.2004, p. 1.
([2]) OJ C 56, 5.3.2005, p. 32.